

3198

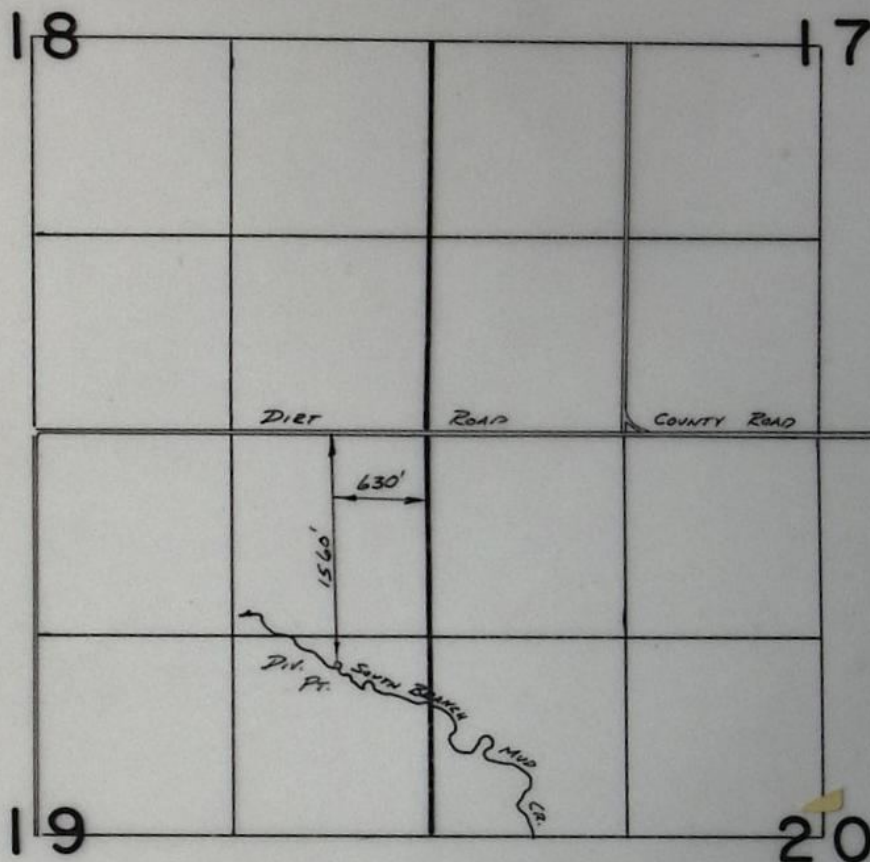
FEES PAID

Date	Amount	Receipt No.
4-10-75	30.00	46159
4-10-75	4500.00	46161
TOTAL	1.00	46161
8-26-74	3.00	46160
4-10-75	Cert. Fee	

SP-70822-119

347

T. 6N., R. 35E., W.M.



FINAL PROOF SURVEY
UNDER

TRANSFER 3198

Application No. Permit No.
IN NAME OF

..... **LORENCE C. PFAFFLE**

Surveyed JUNE 23..... 1982.., by V.L. GOURCH.....

JUN 28 1982

WATER RESOURCES DEPT
SALEM, OREGON

REPORT ON INSPECTION UNDER TRANSFER
OF WATER RIGHT FOR CHANGE IN: (PO

: POD
POU
USE
Add'1 POD

Transfer NO. 3198

County Umatilla

Old Certificate NO. 9602

1. Name Lorence C. PfaFFle
Address RT 2, Box 162, Milton-Freewater - 97862
2. Source of Supply So. ^{Branch} Mud Cr., Trib of Walla Walla R.
3. Use irrigation
4. Amount of Water 0.42 cfs Priority Date Nov. 16, 1931
5. Proposed Point of Diversion ¹⁵⁶⁰ 10 ft S & ⁶³⁰ 140 ft E from ^W NW ^{NE} corner of SE 1/4 NE 1/4 of Sec 19, w/1/2 SE NE, Sec 19, T 6 N, R 35 E
6. Completion Date extended to 10-1-78
7. Place of Use:

[illegible]

G-603
12783
G-603
6890

28 Jun 82

According to report 23 Jun 82 use is being made at a point about halfway between original and intended P.O.D. This should be surveyed to complete T-3198. If Pfaffle does in fact ever develop other site he can refile POD transfer. Old P.O.D. site evidently not used for some time - "C" date on trans 3198 was 10-1-78.

Deane A. Estlin

STATE ENGINEER
SALEM, OREGON



OLD P.D.D. 190' N. & 230' E. from the E $\frac{1}{4}$
corner of Sec. 19

NEW R.D. 10'E & 140'E. from the NW
corner of SE 1/4 NE 1/4

1.5129

T-3198

FINAL PROOF ON
SURFACE WATER

APPLICATION No. _____

PERMIT No. _____

INFO NAME: LORENCE C. PEZEFLE

ADDRESS: _____

TALKED TO: MR PEZEFLESOURCES: SO. BRANCH MUD CR. THE OLD DIV. PT. IS STILL USED.REMARKS: MRS. PEZEFLE STATED THEY ARE STILL IRRIGATING FROM THE OLD P.O.D. BECAUSE P.P.C. IS DOING A STUDY TO TELL WHAT SIZE HP. WOULD BE BEST. THE ONLY THING AT NEW P.O.D IS A SYSTEM. ELECTRIC POLE WITH NO ELECTRIC. THE OLD. P.O.D IS NOTOLD DIV. PT. WHERE THE MAP SHOWS IT. IT IS ABOUT 660' TO WEST OF OLD P.O.D
SUCTION PIPE IN CR.THE NEW DIV. PT. IS DIFFERENT THEN APPLIED FOR, BUT IS LOCATED ~~IN~~
METER: _____ DIFFERENT THEN OLD DIV. PT. THEY ARE GOING TOPUMP: MAKE: PACIFIC MOVE THE NEW DIV PT AGAIN AFTER R.P.L. STUDY IS
TYPE: TURB DONESUCTION SIZE: 4"DISCHARGE SIZE: 3"

MODEL No.: _____

RATING: _____

MOTOR: MAKE: G.E.

TYPE: _____

HP: 10

RPM: _____

SPRINKLER SYSTEM: _____

MAINLINE NO. FEET: 960SIZE: 4TYPE: PORT

LATERALS NO. FEET: _____

SIZE: _____

TYPE: _____

SPRINKLERS NO. HEADS: 81MAKE: WEATHER TECH. RAIN TROL RB 65DNOZZLE SIZE: 5/32 7/64 9/32

MAXIMUM _____

IN OPERATION MEAN PRESSURE: _____

MAXIMUM NO. OF HEADS: 50

LIFT: SUCTION _____

DISCHARGE: _____

USE: WHEATTIE: SURVEYED ON: 253R

CORNER _____

SURVEY COR. DES. _____

Thomas L. Church
WATER RIGHTS EXAMINERADV. REG.
DATE: 6-23-82

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That HERMAN MARKMAN

of Freewater, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of South Branch of Mud Creek a tributary of Walla Walla River for the purpose of Irrigation of 95.7 under Permit No. 10439 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from November 16, 1931;

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 1.61 cubic feet per second.

1.19

The point of diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, Township 6 N, Range 35 E, W. M. The use hereunder for irrigation shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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-eightieth of one cubic foot per second per acre, or its equivalent in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such right is appurtenant (if for irrigation, or any other purpose), is as follows: 36.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 20.9 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18, 11.5 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 41.4 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 20 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 6 North, Range 35 East, Willamette Meridian, in Umatilla County, Oregon.

36.2 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 20.9 SW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec 18

5.7 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 32.9 NW $\frac{1}{4}$ NE $\frac{1}{4}$

Sec 19

R 6N, T 35E, WM

36.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 20.9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 18

-5.8 - 11.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ -8.5 - 41.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ -20.0 - 20.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$

34.3 - 130.0 Section 19

Tp. 6 N. R. 35 E, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 9602, Volume 9, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on Sept 13, 1976, approving transfer application No. 3198.

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

When the State or municipality shall pay not to exceed the fair value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and dependable property of the holder of this certificate, not taken over, as may be caused by the severance therefrom of the property taken in accordance with the provisions of section 47-508, Oregon Code 1930.

WITNESS the signature of the State Engineer,

affixed this 21st day

of April, 1932

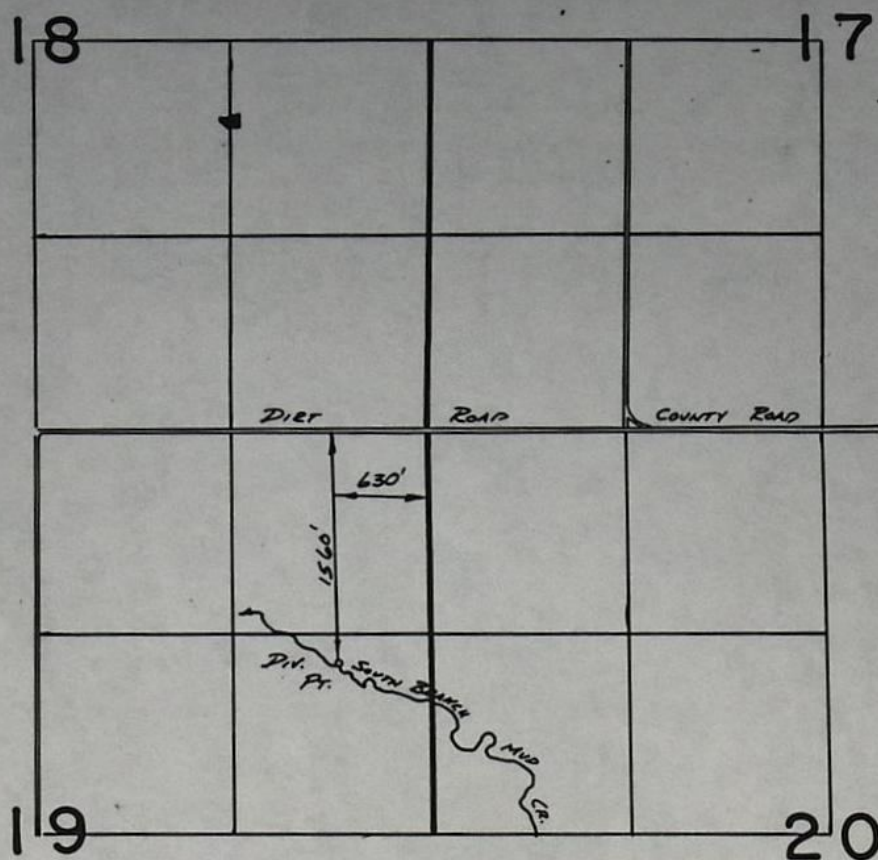
CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 9, page 9602.

07c Jwe

T. 6N., R. 35E., W.M.



FINAL PROOF SURVEY
UNDER

TRANSFER 3198

Application No. Permit No.
IN NAME OF

..... **LORENCE C. PFAFFLE**

Surveyed **JUNE 23**..... 1982.., by **V.L. GURCH**.....

STATE OF OREGON

COUNTY OF

UMATILLA

CERTIFICATE OF WATER RIGHT

3198
RECEIVED

NOV 22 1976

WATER RESOURCES DEPT
SALEM, OREGON

This Is to Certify, That HERMAN MARKMAN

of Milton-Freewater, State of Oregon, 97862, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
South Branch of Mud Creek

a tributary of Walla Walla River for the purpose of
irrigation of 95.7 acres

under Permit No. 10439 and that said right to the use of said waters has been perfected in
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from
November 16, 1931
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
1.19 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, T. 6 N., R. 35 E., W. M.,
190 feet North and 230 feet East from the E $\frac{1}{4}$ Corner of Section 19.

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-eightieth of one cubic foot per second
per acre,

and 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 hereby confirmed, and to which such right
is appurtenant, is as follows:

36.2 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.7 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ 20.9 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ 32.9 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 18

Section 19

T. 6 N., R. 35 E., W. M.

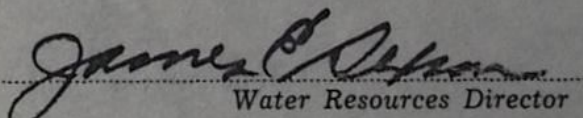
This certificate describes that portion of the water right confirmed by the prior
certificate recorded at Page 9602, Volume 9, State Record of Water Right
Certificates, NOT modified by the provisions of an order of the Water Resources
Director entered on September 13, 1976, approving transfer application No. 3198.

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 for the purposes aforesaid is restricted to the lands or place
of use herein described., and is subject to the existing minimum flow policies
established by the Water Policy Review Board,

WITNESS the signature of the Water Resources Director, affixed

this date. October 18, 1976


Water Resources Director

CERTIFICATE OF
WATER RIGHT

STATE OF OREGON

to

STATE OF OREGON,

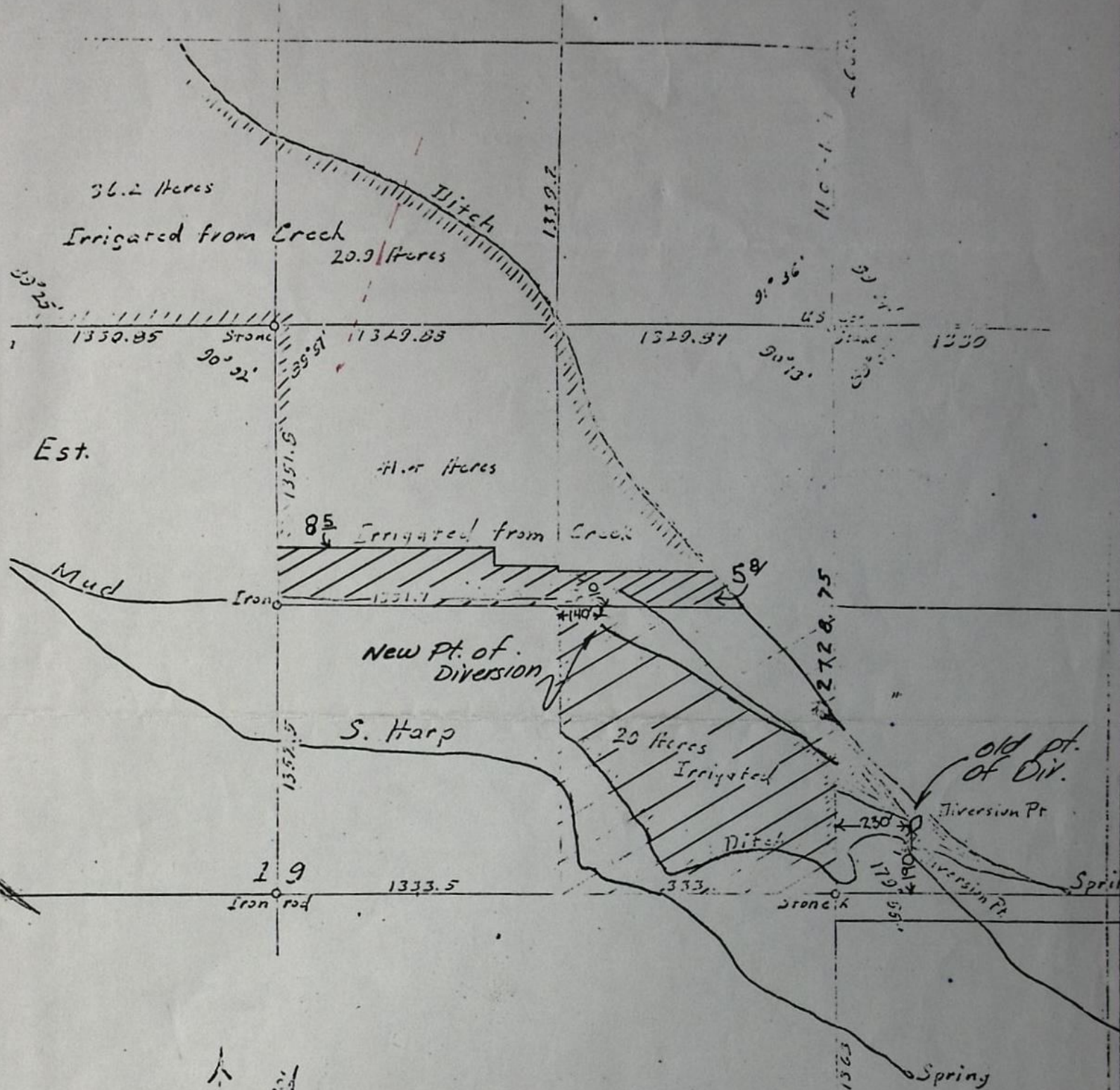
County of Umatilla } ss.

I CERTIFY, that the within was received
and duly recorded by me in Volume 5
of Record of Water Right Certificates, at
page 372 on the 12th day
of November, 1976

Jessie M. Bell

By D. M. Masters County Clerk
Deputy

RECEIVED
APR 10 1975
STATE ENGINEER
SALEM, OREGON



RECEIVED

JUN 17 1976

WATER RESOURCES DEPT
SALEM, OREGON



OLD P.D.D. 190' N. & 230' E. from the E $\frac{1}{4}$ corner of Sec. 19

NEW P.O. 10' E & 140' E. from the NW
corner of SE 1/4 NE 1/4

Accepted by 11:44

J. 5128

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Umatilla County

IN THE MATTER OF THE APPLICATION }
OF LORENCE C. PFAFFLE FOR THE }
APPROVAL OF A CHANGE IN POINT OF }
DIVERSION OF WATER FROM SOUTH BEND }
MUD CREEK }

ORDER APPROVING
TRANSFER NO. 3198

On April 10, 1975, Lorence C. Pfaffle filed an application for transfer of water right in the office of the Water Resources Director proposing a change in point of diversion under an existing right of record to appropriate not to exceed 0.42 cubic foot per second of water from South Branch Mud Creek with a date of priority of November 16, 1931, at a point of diversion located 190 feet North and 230 feet East from the East quarter-corner of Section 19, being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, Township 6 North, Range 35 East, W.M., for the irrigation of 5.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 8.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 20.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 6 North, Range 35 East, W.M., being a portion of the right evidenced by the certificate recorded at Page 9602, Volume 9, State Record of Water Right Certificates.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 10 feet South and 140 feet East from the Northwest corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 6 North, Range 35 East, W.M.

Notice of the application, pursuant to ORS 540.510 was published in the Milton-Freewater Valley Herald, a newspaper printed and having general circulation in Umatilla County, Oregon, for a period of three weeks in the issues of July 1, 8 and 15, 1976.

Mr. William I. Porfily, Watermaster of District No. 5, 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 of water 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 0.42 cubic foot per second.

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 certificate of water right heretofore issued to Herman Markman and recorded at Page 9602, Volume 9, 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 Water Resources Director of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Lorence C. Pfaffle confirming the change in point of diversion.

Dated at Salem, Oregon, this 13th day of September, 1976.

/s/ JAMES E. SEXSON
Director

RECEIVED

OCT 4 1978

WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN
point of diversion from S. Branch Mud Creek

PURSUANT TO TRANSFER APPLICATION NO. 3198

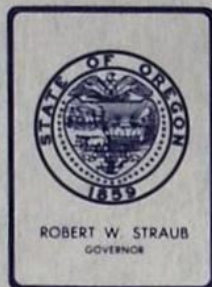
I, Lorena C. Pfaffle, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by Oct 1, 1978

Oct 1 - 1978
Date

Lorena C. Pfaffle
Signature

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

ok
Jcf



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

January 12, 1978

Lorence C. Pfaffle
Route 2, Box 162
Milton-Freewater, Oregon 97862

RECEIVED

JAN 11 1978

WATER RESOURCES DEPT
SALEM, OREGON

RE: File No. T-3198

Dear Mr. Pfaffle:

The time allowed for completion of the change in point of diversion of water from South Bend Mud Creek, proposed by your water right transfer application No. 3198, expired on October 1, 1977.

If the authorized change was accomplished on or before said date, please fill out and sign the statement of completion at the bottom of this letter and send it to us.

If you were unable to fully accomplish the change within the time allowed, but were dilligently working on it and, therefore, you want to apply for an extension of the time limit, check the box at the very bottom of this letter to request the proper application form.

Sincerely,

James W. Carver Jr.
James W. Carver, Jr.
Engineer

*1/28/78 Last fall we filled out
necessary forms for extension
of time limit - also Pd a \$10.00
fee on 10-28-77 by check # 3431.
This check was endorsed by your
dept so we thought everything
was in order. Please advise.*

JWC:lcj

Mrs. Leta Pfaffle

STATEMENT OF COMPLETION

I hereby certify that completion of works and use of water to the extent intended within the provisions of the order of the Water Resources Director approving water right transfer application No. 3198 was accomplished by _____, 19__.

Date

Signature



Please send form for application for extension of time limit.

RECEIVED

OCT 8 1977

WATER RESOURCES DEPT
SALEM, OREGON

Application No.

Application for Extension of Time

To the State Engineer of Oregon:

I, Loren C. Pfaffle, of RT2 Box 162 Milton-Freewater
state of Oregon, am the owner and holder of Permit No. 6420, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before 10-1-, 1977, and complete application of water is required to be
made on or before _____, 19____.

I have heretofore done the following work described under said permit during the past year:

Removed tree roots, Removed timbers "etc" from old dam, cleared
out channel again & Excavated for pump box "etc"

and did the following work prior to last year: Removed Trees & Brush, cleared
ditch - Sprayed Thistles, cattails, & willows & scrub brush
to clean up area.

costing \$ 500.00, and I estimate the cost of completion to be \$ 1500.00

I have heretofore used water under said permit to the following extent: to irrigate
The whole place

I am unable to {complete construction work
~~make complete application of water~~} within the required time, for the following
(Strike out phrase not applicable)

reasons, to wit: We pumped longer on account of the drought &
couldn't move the pump - then we couldn't get the Excavating
done when we wanted it. The Power Co hasn't set my
Pole for hook up yet, & I also had the fuel but will
finish as soon as possible as we want to use it this
fall before freeze up.

(If additional space is required, attach separate sheet)

(A fee of ¹⁰\$7.00 for each permit involved must accompany this application.)

(OVER)

Rec 64762
\$10.00

Thank you!

WHEREFORE, I ask that the State Engineer extend the time for the

{ completion of construction work }
{ ~~complete application of water~~ } under said permit to April 1, 19 77
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon
County of Umatilla } ss.

I, Lorence c. Pfaffle, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 28th day of October

1977

Lorence C. Pfaffle

Subscribed and sworn to before me this 28th day of October, 19 77



[Notarial Seal]

Doris M. Hoffman
Notary Public for Oregon

My commission expires 4/24/81

FEDERAL LAND BANK ASSOCIATION OF WALLA WALLA

P. O. BOX 476 1 WEST PINE \ WALLA WALLA, WASHINGTON 99362

TELEPHONE: JA 5-8603



RECEIVED

APR 28 1975

ROGER S. NIELSEN, MANAGER

STATE ENGINEER
SALEM, OREGON

April 25, 1975

State Engineer
Water Resources Department
1178 Chemeketa St. N.E.
Salem, OR 97310

Attention: Vestal R. Garner

Re: Loan 159623 - Pfaffle

Dear Sir:

We have been advised by Lorence C. Pfaffle in connection with our above captioned loan that he wishes to change the point of diversion on Mud Creek 150 feet to the corner point of the old dam. This has been reviewed, and we have no objection to such change.

Yours truly,

Roger S. Nielsen
Manager

RSN:ms

CC: Lorence C. Pfaffle
Rt. 2 Box 162
Milton-Freewater, OR 97862



RECEIVED
APR 10 1975
STATE ENGINEER
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Lorence C. Pfaffle

(Name of applicant)

of RT 2 Box 162 Milton, County of Umatilla
(Postoffice) Freewater

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 S. Br. Mud Creek
(Name of stream)

2. The use to which the water is applied is Irrigation of 34.3 acres
(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is no name

4. The point of diversion is located 190 ft. N and 230 ft. E from the ~~SW~~ E 1/4
(N. or S.) (E. or W.)

corner of Section 19 being within the SW 1/4 NW 1/4
(Section or subdivision)

of Section 20 Tp. 6N R. 35E W. M., in the County of Umatilla
(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
<u>6N</u>	<u>35E</u>	<u>19</u>	<u>5^B</u>	<u>8^E</u>		<u>20^O</u>												

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)

0.42

0.0123/Ac

6. Are you the legal owner of the above described lands? We are buying the place
(If not owner, explain your interest)
but Federal Land Bank of Spokane holds mortgage.

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? November 16, 1931

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

of permit 10439

10. Do you hold a water right certificate? Yes. If so, give number of certificate 9602
(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? No - Herman Markman
(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 10 ft. S and 140 ft. E from the NW corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 19 being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19 Tp. 6N R. 35E W. M.,
(Smallest legal subdivision) (N. or S.) (E. or W.) (No. N. or S.) (No. E. or W.)
in the county of Amati'a 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? We are buying it - Federal Land Bank of Spokane holds mortgage.

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.? No.
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
<u>Federal Land Bank of Spokane - Mortgage</u>		<u>\$20,000.00</u>

20. Reasons for the proposed changes are To get the point of diversion to get on our land for convenience.

RECEIVED
DIVISION OF WATER
ENGINEERING
JAN 10 1911

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

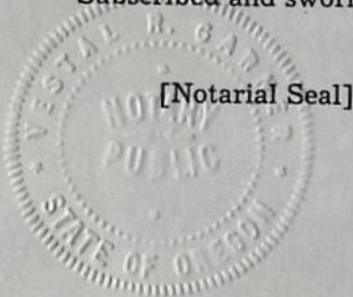
County of Marion } ss.

I, Lorenice C. Pfaffle, 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 10th day of April, 1975

Lorenice C. Pfaffle
(Name of applicant)

Subscribed and sworn to before me this 10th day of April, 1975



Vestal R. Garner
NOTARY PUBLIC FOR OREGON

My commission expires May 12, 1978

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.



STATE OF OREGON

INTEROFFICE MEMO

TO: Trevor Jones

DATE: May 27, 1976

FROM: Mike Ladd

SUBJECT: T-3198

This is concerning the transfer of p.o.d. T-3198, for which you were requesting a Watermaster's report.

To my knowledge this transfer can be made without injury to any other water rights in this area.

Here is the information you requested on our talk over the phone. I have cross-hatched the acres irrigated which is the same as the original filing.

If I can be of further help in this matter, please feel free to contact me.

RECEIVED

JUN 17 1976

**WATER RESOURCES DEPT.
SALEM, OREGON**

Form 4. Proof of Publication. ORS 111.215(3).

(Title of Court and Cause)

No. _____
PROOF OF PUBLICATION OF
NOTICE

State of Oregon)
County of Umatilla) ss.

I, Dianne Zimmerman, being first duly sworn,
on oath say that I am the Principal Clerk
of TheValley Herald, a newspaper of general circulation, as defined
by ORS 193.010 and 193.020, printed and published at Milton-Free-
water, Oregon, and that the notice, a copy of which is annexed, was
published in the entire issue of said newspaper in the following _____
issues:

July 1 July 8 July 15

Dianne Zimmerman
Subscribed and sworn to before me this 15 day of

July, 19 76.

Vi Hilton
Notary public for Oregon

My commission expires: July 5, 1977

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

Notice is given hereby that
Lorence C. Pfaffle has filed an
application for the approval of
a change in point of diversion
from South Branch Mud
Creek.

Certificate of water right
issued to Herman Markman
and recorded at Page 9602,
Vol. 9, State Record of Water
Right Certificates, confirms a
right to the use of 1.61 cubic
foot per second from South
Branch Mud Creek for the
irrigation of, among other
lands, 5.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$,
8.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and
20.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 19, T. 6N., R. 35 E.,
W.M., with a date of priority
of Nov. 16, 1931.

These lands are irrigated
from a point of diversion
located 190 ft. N. and 230 ft. E.
from the E quarter-corner of
Sec. 19, being within the SW $\frac{1}{4}$
NW $\frac{1}{4}$, Sec. 20, T. 6N., R. 35
E., W.M.

The applicant herein, mort-
gagee of the lands above
described, proposed to irrigate
these lands from a point of
diversion to be located 10 ft. S.
and 140 ft. E. from the NW
corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19,
being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 19, T. 6N., R. 35 E., W.M.

All persons interested are
notified hereby that a hearing
will be held at the county
courthouse at Pendleton, Ore-
gon, on Aug. 26, 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 Lorence C. Pfaffle, Rt. 2,
Box 162, Milton-Freewater,
Oregon, and one copy filed
with the Water Resources
Department, Salem, Oregon
97310, together 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 Resources
Director without a hearing.
Administrative rules pertain-
ing to the filing of a protest
will be furnished by the Water
Resources Department upon
request.

Dated at Salem, Oregon,
this 21st day of June, 1976.

JAMES E. SEXSON
Director

27-29-c

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WATER RESOURCES DEPT
SALEM, OREGON



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