

CANCELED
EAST REGAARD, INC.

3559

STATUS OF APPLICATION

Change in place of use
Date filed 2-28-77
Date of hearing _____
Place of hearing _____
Date of order 8-15-77 Vol. 29, page 218
Date for application of water 10-1-79
Proof mailed _____
Proof received _____
Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream Umatilla River
Trib. of _____ County of Morrow
Use irrigation
Quantity of water _____ No. of acres 20³
Name of ditch West Division Irrigation Canal
Date of priority _____
In name of _____
_____ Adjudication, Vol. _____, page _____
App. No. 237 Per. No. 408 Cert. No. 10142
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>2/28/77</u>	<u>\$30.00</u>	<u>58622</u>
TOTAL . . .		
	No Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

loss of right Canceled Sp.Or.Rec.Vol. 35 P. 426
Amended V 36, p 59

W.R.I.S.	
Assembled <u>7-9-80</u> by <u>SOB</u>	
Entered _____ by _____	
Verified _____ by _____	

TO BE ENTERED WHERE CHECKED

INDEX CARDS:	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>lej</u>	<u>lej</u>
<input checked="" type="checkbox"/> Stream	<u>lej</u>	<u>lej</u>
<input type="checkbox"/> Pt. of Div.	<u>lej</u>	
<input checked="" type="checkbox"/> Calendar	<u>lej</u>	
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Twp. & Rge.	<u>lej</u>	<u>5720</u>
<input type="checkbox"/> Decree-vault		
<input type="checkbox"/> Decree-safe		
<input checked="" type="checkbox"/> Cert. of W/R	<u>lej</u>	<u>lej</u>
<input checked="" type="checkbox"/> Per. Holder	<u>lej</u>	
<input type="checkbox"/> Chain-lex		
<input type="checkbox"/> Cross Ref.		
<input type="checkbox"/> Power Claim	<u>lej</u>	<u>lej</u>
<input checked="" type="checkbox"/> Abstracts	<u>lej</u>	<u>lej</u>

loss of right
Amending

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF TRANSFER 3559)
IN THE NAME OF EASTREGAARD, INC.)

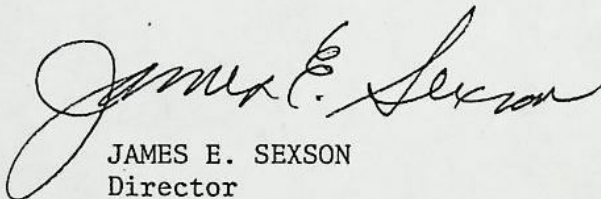
ORDER
AMENDING ORDER

The order of the Water Resources Director entered December 11, 1981, at page 426, Volume 35, Special Order Record, incorrectly described the township and range in which the water right lost was located.

It is therefore ORDERED that paragraph one, page 426, Volume 35, Special Order Record, be amended to read:

"Transfer Application 3559, in the name of Eastregaard, Inc., proposed a change in place of use of water from Umatilla River under a certain right with a priority date of March 28, 1909, to irrigate a certain 14.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, Township 4 North, Range 25 East, WM."

Dated at Salem, Oregon this 17th day of March, 1982.


JAMES E. SEXSON
Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF TRANSFER)
APPLICATION 3559 IN THE NAME)
OF EASTREGAARD, INCORPORATED)


LOSS OF RIGHT

Transfer Application 3559, in the name of Eastregaard, Incorporated, proposed a change in place of use of water from Umatilla River under a certain right with a priority date of March 28, 1909, to irrigate a certain 14.8 acres in SW 1/4 SW 1/4, Section 14, Township 5 North, Range 28 East, WM.

The order of the Water Resources Director, entered August 15, 1977, approving Transfer Application 3559, provided: "...that said water so transferred shall be applied to beneficial use on or before October 1, 1979."

The applicant has failed to make proof to the satisfaction of the Water Resources Director that the proposed change was accomplished within the provisions of the order, therefore, the subject water right was lost.

Dated at Salem, Oregon this 11th day of December, 1981.


JAMES E. SEXSON
Director

8459A

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION OF)
EASTREGAARD, INC. FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)
FROM UMATILLA RIVER)

ORDER APPROVING
TRANSFER NO. 3559

On February 28, 1977, an application was filed in the office of the Water Resources Director by Eastregaard, Inc. for a change in place of use under and existing right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 10142, Volume 9, State Record of Water Right Certificates, in the name of United States Reclamation Service, describes a right which includes the use of not to exceed 1.06 cubic feet per second from Umatilla River for irrigation of 14.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, Township 4 North, Range 25 East, W.M., with a date of priority of March 28, 1909.

Water for the said right is diverted, through the West Division Irrigation Canal, from a point located 1000 feet North and 500 feet East from the Southwest corner of Section 28, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 5 North, Range 28 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom, and without loss of priority to irrigate in lieu thereof, a certain 14.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 14.

The lands involved herein are within the boundaries of the West Extension Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting held December 9, 1976.

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

U29
P218-219

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1979.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, a certificate of water right will be issued to the West Extension Irrigation District confirming this and prior changes within the District.

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

/s/ James E. Sexson
Director

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STATE OF OREGON
COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, That the UNITED STATES RECLAMATION SERVICE of Portland, 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 the Umatilla River for the purpose of irrigation under Permit No. 408 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 March 28, 1909; that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount beneficially used for said purposes, and shall not exceed 350 cubic feet per second and shall be further limited to not to exceed 2 acre feet per acre in any one 30 day period and not to exceed 10 acre feet per acre throughout the irrigation season. The point of diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 5 North, Range 28 East, 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 not exceed the quantity specified above for each acre irrigated, 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:

30 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
30 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
30 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
30 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
20 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
20 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 12,

34 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
33 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
15 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
35 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
35 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
35 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
34 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
35 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
30 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 13,

30 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
20 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
20 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 14,

40 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
37 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
38 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
15 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
37 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 23,

34 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
40 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
38 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
37 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
38 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
5 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
5 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 24,

Township 4 North, Range 24 East, W. M.

18 acres in Lot 2,
18 acres in Lot 3,
12 acres in Lot 4,
25 acres in Lot 5,
26 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
12 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
22 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 7,

20 acres in Lot 3,
20 acres in Lot 4,
30 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
39 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
40 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
39 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
31 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
25 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
20 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 8,

4-10-55

40 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 10,

40 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
25 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
22 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 11,

35 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
7 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
15 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
40 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
18 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 13,

28 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
39 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
31 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
16 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
35 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
25 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
5 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 14,

31 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
40 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
30 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
35 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
37 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
38 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
39 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
39 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
40 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
37 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
24 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 15,

32 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
20 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 16,

25 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
25 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
25 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
25 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
15 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
30 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
31 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 17,

33 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
22 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
40 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
33 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
47 acres in Lot 2,
35 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
52 acres in Lot 3,
40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 18,

55 acres in Lot 4,
40 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
35 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
25 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
39 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 18,

40 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
30 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
40 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
40 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
40 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
55 acres in Lot 1,
55 acres in Lot 2,
40 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 19,

29 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
22 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
32 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
35 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
36 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
12 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 20,

15 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 21,

7 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
19 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
19 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 22,

Township 4 North, Range 25 East, W. M.

10 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
20 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 1,

40 acres in Lot 10,
54 acres in Lot 9,
Section 2,

5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
25 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
15 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
15 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
20 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 3,

Township 4 North, Range 26 East, W. M.

35 acres in Lot 3,
5 acres in Lot 4,
Section 15,

1 acre in Lot 6,
6 acres in Lot 7,
2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
3 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
2 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
2 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 23,

25 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 26,

T#3559 - (A)
APD 148 ac
to SW $\frac{1}{4}$ SW $\frac{1}{4}$

T#3651 - 152

T#3651 911

See Page #237
any change 6/12/22

35 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 35,

30 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
20 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
38 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
20 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
27 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 36,

Township 5 North, Range 26 East, W. M.

20 acres in Lot 1,
4 acres in Lot 2,
12 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
14 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
12 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 13,

✓ 8 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 20,

6 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
14 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 192 A T#3597
11 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
6 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
7 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 21,

23 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
14 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
21 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
7 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$,
24 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 22,

7 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$,
8 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
18 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
18 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Section 23,

Township 5 North, Range 27 East, W. M.

21 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
24 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
30 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 17,

5 acres in Lot 2,
20 acres in Lot 3,
5 acres in Lot 4,
7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
8 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
9 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
6 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
4 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 18,

10 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 20,

Township 5 North, Range 28 East, W. M.

The right to the use of the water for any purpose is restricted to
the lands or place of use herein described.

This certificate is to correct and supersede that certain water
right certificate issued by the State Engineer on July 28, 1933, to the
United States Reclamation Service, which certificate is recorded in State
Record of Water Right Certificates, Volume 9, Page 10090.

WITNESS the signature of the State Engineer,
affixed this 26th day of August, 1933.

CHAS. E. STRICKLIN
State Engineer.

Recorded in State Record of Water Right Certificates, Volume 9, Page 10142.

T 3065
T#3616
T#3651