

STATUS OF APPLICATION

Change in point of diversion
 Date filed 6-11-75
 Date of hearing Feb 13, 1976
 Place of hearing Nood River
 Date of order 3-2-76 Vol. 26, page 435
 Date for application of water _____
 Proof mailed _____
 Proof received _____
 Certificate issued JAN 19 1979 Vol. 40, page 47172
Survey 6/76

DESCRIPTION OF WATER RIGHT

Name of stream Wishart Creek
 Trib. of _____ County of Nood River
 Use irrigation
 Quantity of water 1.0 cfs No. of acres 80[±]
 Name of ditch M F I Co Ditch
 Date of priority August 9, 1915
 In name of Middle Fork Irrigating Co
 _____ Adjudication, Vol. _____, page _____
 App. No. 4450 Per. No. 2625 Cert. No. 1393
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
6-11-75	71.50	47512
1-27-76	44.50	TO PON
1-27-76	2.00	TO CERT. Rec. Fee
TOTAL . . .	118.00	
1-27-76	Cert. Fee	47512

FEES REFUNDED

Date	Amount	Check No.

Revised: 250
 4450 PON
 200 cert fee

REMARKS

See 4450
T 7924 Temp V52 P703+706

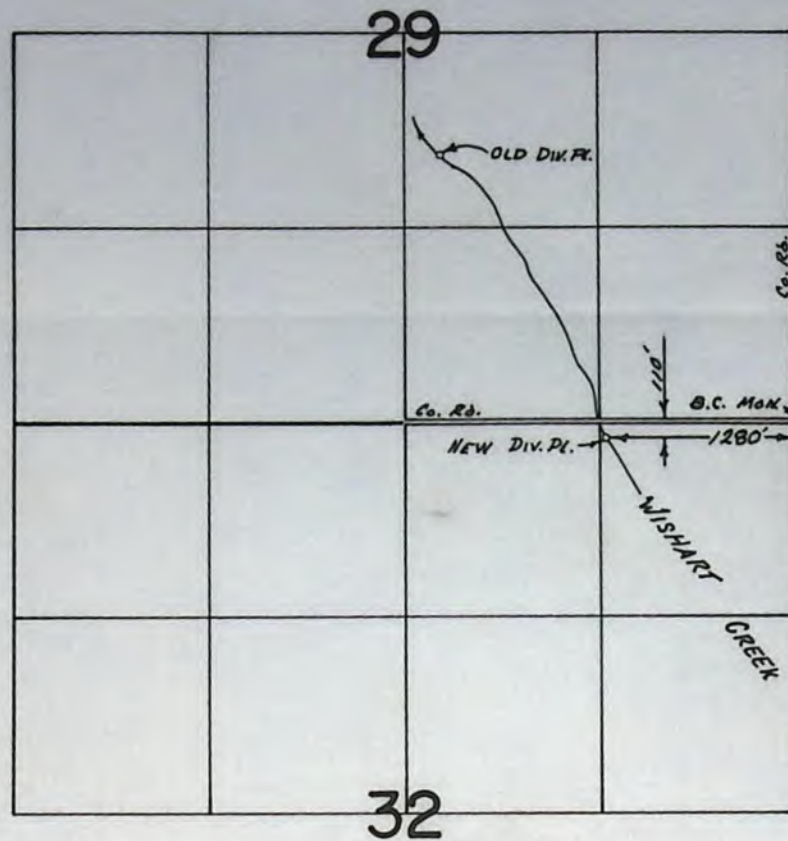
T-8790/Temp A.P.O.U./A.P.O.A. spo V.55p.844

INDEX CARDS: ☒ Entered ☒ Checked

<u>WA</u>	Name	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<u>WA</u>	Stream	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<u>WA</u>	Pt. of Div.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<u>WA</u>	Calendar	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Twp. & Rge.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Decree-vault	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Decree-safe	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Cert. of W/R	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Per. Folder	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Chainindex	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Cross Ref.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Power Claim	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Abstracts	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

412

T.I.N. R.IOE. W.M.



RECEIVED

JUN 11 1975

STATE ENGINEER
SALEM, OREGON

MIDDLE FORK IRRIGATION DISTRICT

Map of new diversion from Wishart Creek

Surveyed 6-3-75
by T. PAUL

T-3264

T-3264
(me)

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE
AND ADDITIONAL POINTS OF APPROPRIATION

Pursuant to ORS 540.523, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TEMPORARY TRANSFER 8790 submitted by

DIAMOND PROPERTIES INVESTMENT CO., LLC
AND CRICKET FLAT DEVELOPMENT CO., LLC
HCR 78
IONE, OREGON 97843.

ATTACHMENT I

1) Certificate 53377; Willow Creek Decree (Vol 1, Page 73):
Irrigation; Priority Date - 1897; Authorized Source - Willow
Creek

Authorized Point of Diversion

NE¼ NE¼, Section 7, T 2 N, R 23 E, W.M.; 930 Feet South and 470
Feet West from the NE Corner, Section 7

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

2) Certificate 44992; Permit G-4050: Supplemental Irrigation;
Priority Date - March 27, 1968; Authorized Source - Cheney Well 2

Authorized Point of Appropriation

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170
Feet North and 130 Feet West from the E $\frac{1}{4}$ Corner, Section 17

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet
South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

Hynd Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 20, T 2 N, R 23 E, W.M.; 3950 Feet
South and 4920 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet
North and 1600 Feet East from the Center, Section 20

3) Certificate 74191; Permit G-10135: Supplemental Irrigation;
Priority Date - April 4, 1983; Authorized Source - Cheney Wells 1
and 2

Authorized Points of Appropriation

Cheney Well 1 - SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, T 2 N, R 23 E, W.M.; 2440
Feet South and 240 Feet East from the NW Corner, Section 8

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170
Feet North and 2370 Feet East from the Center $\frac{1}{4}$ Corner, Section 7

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet
South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet
North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
53377, 44992 & 74191	2N	23E	8	SESW	1401	1897, 3/27/1968 & 4/4/1983	IRRIG & SUPP	8.8

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
53377, 44992 & 74191	2N	23E	18	NESW	2100	1897, 3/27/1968 & 4/4/1983	IRRIG & SUPP	8.8

ATTACHMENT II

1) Certificate 38828; Permit G-4021: Irrigation; Priority Date - March 8, 1968; Authorized Source - Hynd Well 2

Authorized Point of Appropriation

Hynd Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 3950 Feet South and 4920 Feet East from the W $\frac{1}{4}$ Corner, Section 17

Additional Points of Appropriation

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 8, T 2 N, R 23, E, W.M.; 170 Feet North and 2370 Feet East from the Center, Section 17

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
38828	2N	23E	17	SWSE	1602	3/8/1968	IRRIG	1.0
38828	2N	23E	20	NWNE	1602	3/8/1968	IRRIG	15.1

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
38828	2N	23E	18	NESW	2100	3/8/1968	IRRIG	13.3
38828	2N	23E	18	SESW	2100	3/8/1968	IRRIG	2.8

ATTACHMENT III

1) Certificate 74191; Permit G-10135: Irrigation; Priority Date - April 4, 1983; Authorized Source - Cheney Wells 1 and 2

Authorized Point of Appropriation

Cheney Well 1 - SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, T 2 N, R 23 E, W.M.; 2440 Feet South and 240 Feet East from the NW Corner, Section 8

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23, E, W.M.; 170 Feet North and 2370 Feet East from the Center, Section 17

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
74191	2N	23E	7	SESW	2101	4/4/1983	IRRIG	3.0
74191	2N	23E	7	SWSE	2101	4/4/1983	IRRIG	1.7
74191	2N	23E	8	SWNW	1201	4/4/1983	IRRIG	9.8
74191	2N	23E	8	NWSW	1201	4/4/1983	IRRIG	3.2
74191	2N	23E	8	NWSW	1401	4/4/1983	IRRIG	0.6
74191	2N	23E	8	SWSE	1401	4/4/1983	IRRIG	1.2
74191	2N	23E	18	NENE	2101	4/4/1983	IRRIG	2.0
74191	2N	23E	18	NWNE	2101	4/4/1983	IRRIG	3.05
74191	2N	23E	18	SWNE	2101	4/4/1983	IRRIG	2.2
74191	2N	23E	18	SENE	2101	4/4/1983	IRRIG	14.4
74191	2N	23E	18	NENW	2101	4/4/1983	IRRIG	0.2
74191	2N	23E	18	NWNW	2101	4/4/1983	IRRIG	2.8
74191	2N	23E	18	SWNW	2101	4/4/1983	IRRIG	0.3
74191	2N	23E	18	SENW	2101	4/4/1983	IRRIG	3.0
74191	2N	23E	18	NESE	2201	4/4/1983	IRRIG	15.2
74191	2N	23E	18	SESE	2201	4/4/1983	IRRIG	14.9

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
74191	2N	23E	7	NESW	1300	4/4/1983	IRRIG	19.3
74191	2N	23E	7	NWSE	1300	4/4/1983	IRRIG	16.4

74191	2N	23E	7	SWSE	1300	4/4/1983	IRRIG	15.8
74191	2N	23E	18	NESW	2100	4/4/1983	IRRIG	3.25
74191	2N	23E	18	SWSE	2200	4/4/1983	IRRIG	13.9
74191	2N	23E	18	SESE	2201	4/4/1983	IRRIG	0.6
74191	2N	23E	19	NENE	1602	4/4/1983	IRRIG	1.0
74191	2N	23E	19	NWNE	1602	4/4/1983	IRRIG	7.3

ATTACHMENT IV

1) Certificate 76075; Willow Creek Decree (Vol 1, Page 73):
Irrigation; Priority Date - 1892 and 1906; Authorized Source -
Willow Creek

Authorized Point of Diversion

NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, T 2 N, R 23 E, W.M.; 950 Feet South and 550
Feet West from the NE Corner, Section 7

2) Certificate 74191; Permit G-10135: Supplemental Irrigation;
Priority Date - April 4, 1983; Authorized Source - Cheney Wells 1
and 2

Authorized Points of Appropriation

Cheney Well 1 - SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, T 2 N, R 23 E, W.M.; 2440
Feet South and 240 Feet East from the NW Corner, Section 8

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170
Feet North and 2370 Feet East from the Center $\frac{1}{4}$ Corner, Section 7

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76075 & 74191	2N	23E	7	NENE	1201	1892 & 1906	IRRIG & SUPP	20.5
76075 & 74191	2N	23E	7	SENE	1201	1892 & 1906	IRRIG & SUPP	18.23
76075 & 74191	2N	23E	7	SENE	1201	1892 & 1906	IRRIG & SUPP	2.27
76075 & 74191	2N	23E	7	NESE	1201	1892 & 1906	IRRIG & SUPP	12.4
76075 & 74191	2N	23E	7	SESE	1401	1892 & 1906	IRRIG & SUPP	3.7
76075 & 74191	2N	23E	8	NWSW	1201	1892 & 1906	IRRIG & SUPP	2.2

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76075 & 74191	2N	23E	7	SWNE	1300	1892 & 1906	IRRIG & SUPP	15.4
76075 & 74191	2N	23E	7	SWNE	1300	1892 & 1906	IRRIG & SUPP	9.4

76075 & 74191	2N	23E	7	SESW	1300	1892 & 1906	IRRIG & SUPP	4.6
76075 & 74191	2N	23E	7	SESW	1300	1892 & 1906	IRRIG & SUPP	3.5
76075 & 74191	2N	23E	7	NESW	1300	1892 & 1906	IRRIG & SUPP	1.1
76075 & 74191	2N	23E	7	NWSE	1300	1892 & 1906	IRRIG & SUPP	6.57
76075 & 74191	2N	23E	7	SESW	1300	1892 & 1906	IRRIG & SUPP	18.73

ATTACHMENT V

1) Certificate 53379; Willow Creek Decree (Vol 1, Page 73):
Irrigation; Priority Date - 1892; Authorized Source - Willow
Creek

Authorized Point of Diversion

NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, T 2 N, R 23 E, W.M.; 930 Feet South and 470
Feet West from the NE Corner, Section 7

2) Certificate 44992; Permit G-4050: Supplemental Irrigation;
Priority Date - March 27, 1968; Authorized Source - Cheney Well 2

Authorized Point of Appropriation

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170
Feet North and 130 Feet West from the E $\frac{1}{4}$ Corner, Section 17

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

3) Certificate 74191; Permit G-10135: Supplemental Irrigation; Priority Date - April 4, 1983; Authorized Source - Cheney Wells 1 and 2

Authorized Points of Appropriation

Cheney Well 1 - SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, T 2 N, R 23 E, W.M.; 2440 Feet South and 240 Feet East from the NW Corner, Section 8

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170 Feet North and 2370 Feet East from the Center $\frac{1}{4}$ Corner, Section 7

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
53379, 44992 & 74191	2N	23E	8	SWSW	1401	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	6.3

53379, 44992 & 74191	2N	23E	17	SENE	1401	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	7.6
53379, 44992 & 74191	2N	23E	17	NWNW	1401	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	7.8

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
53379, 44992 & 74191	2N	23E	19	NWNE	1602	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	12.8
53379, 44992 & 74191	2N	23E	19	SWNE	1602	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	4.0
53379, 44992 & 74191	2N	23E	19	NENW	1602	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	1.8
53379, 44992 & 74191	2N	23E	19	SENE	1602	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	0.8
53379, 44992 & 74191	2N	23E	17	NENW	1401	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	1.1
53379, 44992 & 74191	2N	23E	17	NWNW	1401	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	0.4
53379, 44992 & 74191	2N	23E	17	SENE	1401	1892, 3/27/1968 & 4/4/1983	IRRIG & SUPP	0.8

ATTACHMENT VI

1) Certificate 53378; Willow Creek Decree (Vol 1, Page 73):
Irrigation; Priority Date - 1892 AND 1906; Authorized Source -
Willow Creek

Authorized Point of Diversion

NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, T 2 N, R 23 E, W.M.; 950 Feet South and 470
Feet West from the NE Corner, Section 7

2) Certificate 44992; Permit G-4050: Supplemental Irrigation;
Priority Date - March 27, 1968; Authorized Source - Cheney Well 2

Authorized Point of Appropriation

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170
Feet North and 130 Feet West from the E $\frac{1}{4}$ Corner, Section 17

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet
South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet
North and 1600 Feet East from the Center, Section 20

3) Certificate 74191; Permit G-10135: Supplemental Irrigation;
Priority Date - April 4, 1983; Authorized Source - Cheney Wells 1
and 2

Authorized Points of Appropriation

Cheney Well 1 - SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, T 2 N, R 23 E, W.M.; 2440
Feet South and 240 Feet East from the NW Corner, Section 8

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170
Feet North and 2370 Feet East from the Center $\frac{1}{4}$ Corner, Section 7

Additional Points of Appropriation

Hynd Well 1 - SE¼ SE¼, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W¼ Corner, Section 17

New Well - SE¼ NE¼, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
53378, 44992 & 74191	2N	23E	17	NENE	1401	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	2.5
53378, 44992 & 74191	2N	23E	17	NWNE	1401	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	6.5
53378, 44992 & 74191	2N	23E	17	SWNE	1401	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	12.5
53378, 44992 & 74191	2N	23E	17	SENE	1401	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	0.5
53378, 44992 & 74191	2N	23E	17	NENW	1401	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	6.5

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
53378, 44992 & 74191	2N	23E	18	NESW	2100	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	0.3

53378, 44992 & 74191	2N	23E	18	NESW	2100	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	4.5
53378, 44992 & 74191	2N	23E	18	SESW	2100	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	2.0
53378, 44992 & 74191	2N	23E	18	NWSE	2200	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	9.2
53378, 44992 & 74191	2N	23E	18	NWSE	2200	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	10.4
53378, 44992 & 74191	2N	23E	18	SWSE	2200	1892/1906, 3/27/1968 & 4/4/1983	IRRIG & SUPP	2.1

ATTACHMENT VII

1) Certificate 76583; Willow Creek Decree (Vol 1, Page 73):
Irrigation; Priority Date - 1894; Authorized Source - Willow
Creek

Authorized Point of Diversion

SE¼ SE¼, Section 20, T 2 N, R 23 E, W.M.; 1756 Feet South and
1115 Feet West from the NE Corner, Section 20

2) Certificate 38827; Permit G-2707: Supplemental Irrigation;
Priority Date - June 8, 1964; Authorized Source - Hynd Well 1

Authorized Point of Appropriation

Hynd Well 1 - SE¼ SE¼, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet
South and 4820 Feet East from the W¼ Corner, Section 17

Additional Points of Appropriation

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170 Feet North and 2370 Feet East from the Center $\frac{1}{4}$ Corner, Section 7

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

3) Certificate 38828; Permit G-4021: Supplemental Irrigation; Priority Date - March 8, 1968; Authorized Source - Hynd Well 2

Authorized Points of Appropriation

Hynd Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 3950 Feet South and 4920 Feet East from the W $\frac{1}{4}$ Corner, Section 17

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170 Feet North and 2370 Feet East from the Center $\frac{1}{4}$ Corner, Section 7

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76583, 38827 & 38828	2N	23E	17	SWSE	1602	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	4.9

76583, 38827 & 38828	2N	23E	17	SESE	1602	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	6.5
76583, 38827 & 38828	2N	23E	20	NENE	1602	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	15.35
76583, 38827 & 38828	2N	23E	20	NWNE	1600	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	14.9

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76583, 38827 & 38828	2N	23E	18	SESW	2200	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	8.5
76583, 38827 & 38828	2N	23E	18	SWSE	2200	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	7.5
76583, 38827 & 38828	2N	23E	19	NWNE	1602	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	5.1
76583, 38827 & 38828	2N	23E	19	NENW	1602	1894, 6/8/1964 & 3/8/1968	IRRIG & SUPP	20.55

ATTACHMENT VIII

1) Certificate 76582; Willow Creek Decree (Vol 1, Page 73):
Irrigation; Priority Date - 1903; Authorized Source - Willow
Creek

Authorized Point of Diversion

SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1756 Feet South and 1115 Feet West from the NE Corner, Section 20

2) Certificate 38828; Permit G-4021: Supplemental Irrigation; Priority Date - March 8, 1968; Authorized Source - Hynd Well 2

Authorized Points of Appropriation

Hynd Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 3950 Feet South and 4920 Feet East from the W $\frac{1}{4}$ Corner, Section 17

Additional Points of Appropriation

Hynd Well 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet South and 4820 Feet East from the W $\frac{1}{4}$ Corner, Section 17

Cheney Well 2 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T 2 N, R 23 E, W.M.; 170 Feet North and 2370 Feet East from the Center $\frac{1}{4}$ Corner, Section 7

New Well - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76582 & 38828	2N	23E	20	SENE	1602	1903 & 3/8/1968	IRRIG & SUPP	10.0

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76582 & 38828	2N	23E	19	NENE	1602	1903 & 3/8/1968	IRRIG & SUPP	2.7

76582 & 38828	2N	23E	19	NWNE	1602	1903 & 3/8/1968	IRRIG & SUPP	7.3
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ATTACHMENT IX

1) Certificate 76583; Willow Creek Decree (Vol 1, Page 73):
Irrigation; Priority Date - 1894; Authorized Source - Willow
Creek

Authorized Point of Diversion

SE¼ NE¼, Section 20, T 2 N, R 23 E, W.M.; 1756 Feet South and
1115 Feet West from the NE Corner, Section 20

2) Certificate 38827; Permit G-2702: Supplemental Irrigation;
Priority Date - June 8, 1964; Authorized Source - Hynd Well 1

Authorized Point of Appropriation

Hynd Well 1 - SE¼ SE¼, Section 17, T 2 N, R 23 E, W.M.; 1950 Feet
South and 4820 Feet East from the W¼ Corner, Section 17

Additional Points of Appropriation

Cheney Well 2 - SE¼ NE¼, Section 17, T 2 N, R 23 E, W.M.; 170
Feet North and 2370 Feet East from the Center ¼ Corner, Section 7

New Well - SE¼ NE¼, Section 20, T 2 N, R 23 E, W.M.; 1000 Feet
North and 1600 Feet East from the Center, Section 20

FROM LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76583 & 38827	2N	23E	17	NESE	1602	1894 & 6/8/1964	IRRIG & SUPP	1.9

76583 & 38827	2N	23E	17	NWSE	1602	1894 & 6/8/1964	IRRIG & SUPP	18.5
76583 & 38827	2N	23E	17	SWSE	1602	1894 & 6/8/1964	IRRIG & SUPP	7.2
76583 & 38827	2N	23E	17	SESE	1602	1894 & 6/8/1964	IRRIG & SUPP	11.8

TO LANDS								
W/R#	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
76583 & 38827	2N	23E	18	SWNE	2101	1894 & 6/8/1964	IRRIG & SUPP	6.4
76583 & 38827	2N	23E	18	SENE	2101	1894 & 6/8/1964	IRRIG & SUPP	11.4
76583 & 38827	2N	23E	18	NESW	2100	1894 & 6/8/1964	IRRIG & SUPP	8.5
76583 & 38827	2N	23E	18	NWSE	2200	1894 & 6/8/1964	IRRIG & SUPP	6.1
76583 & 38827	2N	23E	19	NWNE	1602	1894 & 6/8/1964	IRRIG & SUPP	6.9
76583 & 38827	2N	23E	19	SWNE	1602	1894 & 6/8/1964	IRRIG & SUPP	0.1

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

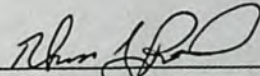
1. These changes are temporary. These changes shall be effective upon issuance of this order.
2. The former places of use shall not be irrigated as part of these water rights during the 2001, 2002, 2003, 2004 and 2005 irrigation seasons.

3. The use shall revert to the authorized places of use at the end of the 2005 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. The water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
6. The water user shall report monthly to the Ground Water Section both the rate and total volume of water used from each well and stream point of diversion involved in this transfer. The method for measuring and computing water use shall be consistent with ORS 690-85-015.

In addition, the water user shall measure and report monthly to the Ground Water Section both the static water levels and pumping water levels for each of the wells involved in this transfer.

WITNESS the signature of the Water Resources

Director, affixed AUG 09 2001.


for Paul R. Cleary, Director

STATE OF OREGON

COUNTY OF

HOOD RIVER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MIDDLE FORK IRRIGATION DISTRICT

of Parkdale, State of Oregon, 97047, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Wishart Creek

a tributary of East Fork Hood River for the purpose of the irrigation of 80.0 acres

under Permit No. 2625 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 August 9, 1915 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 1.00 cubic foot 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 NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, T. 1 N., R. 10 E., W. M., 110 feet South and 1280 feet West from the NE Corner, Section 32

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-eighth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year,

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:

40.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 20
T. 1 N., R. 10 E., W. M.

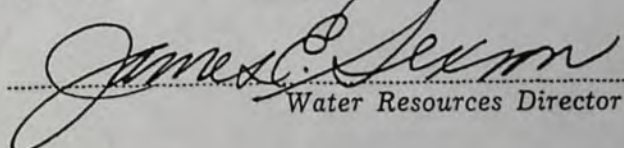
This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered March 2, 1976 and supersedes certificate of water right recorded on Page 1393, Volume 2, State Record of Water Right Certificates.

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. January 19, 1979


Water Resources Director

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

G. H. HARRELL

of Rt. 2, Box 1415, Roseburg, State of Oregon, 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 126.57 acres

under Permit No. 28837 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 May 13, 1963 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 1.58 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 $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within McKinney DLC 45, Section 14, T. 26 S., R. 6 W., W. M., 2550 feet South and 2620 feet West from the E $\frac{1}{4}$ Corner, Section 14

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 for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right to the use of water is limited to the period when the flow of the North Umpqua River is 525 c.f.s. at its mouth

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:

SEE NEXT PAGE

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Hood River County

IN THE MATTER OF THE APPLICATION }
OF MIDDLE FORK IRRIGATION DISTRICT }
FOR THE APPROVAL OF A CHANGE IN }
POINT OF DIVERSION OF WATER FROM }
WISHART CREEK }

ORDER APPROVING
TRANSFER NO. 3264

On June 11, 1975, Middle Fork Irrigation District filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Wishart Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Middle Fork Irrigation Company and recorded at Page 1393, Volume 2, State Record of Water Right Certificates, confirms a right to the use of not to exceed 1.0 cubic feet per second of water from Wishart Creek for the irrigation of 40.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 40.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 1 North, Range 10 East, W.M., with a date of priority of August 9, 1915. These lands are irrigated by means of the Middle Fork Irrigation District ditch from a point of diversion located 1.77 chains West and 17.29 chains North from the center of Section 29, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 1 North, Range 10 East, W.M.

The applicant herein, operator of the distribution system, proposes to convey water to the lands above described by means of the Alexander pipeline from a point of diversion to be located 110 feet South and 1280 feet West from the Northeast corner of Section 32, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 1 North, Range 10 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 Hood River, Oregon, on February 13, 1976, at 9:30 a.m. The notice was published in the Hood River News, a newspaper printed and having general circulation in Hood River County, Oregon, for a period of three weeks in the issues of December 18, 25, 1975, and January 1, 1976. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Thomas Paul, Watermaster of District No. 3, 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 Wishart Creek, to wit:

From a point located 1.77 chains West and 17.29 chains North from the center of Section 29, being within the $SE\frac{1}{4}$ $NW\frac{1}{4}$ of Section 29, Township 1 North, Range 10 East, W.M.

To a point to be located 110 feet South and 1280 feet West from the Northeast corner of Section 32, being within the $NE\frac{1}{4}$ $NE\frac{1}{4}$ of Section 32, Township 1 North, Range 10 East, W.M.

for the irrigation of 40.0 acres in $SE\frac{1}{4}$ $NW\frac{1}{4}$ and 40.0 acres in $NE\frac{1}{4}$ $SW\frac{1}{4}$ of Section 20, Township 1 North, Range 10 East, W.M., with a date of priority of August 9, 1915, 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, 1976.

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 1.0 cubic feet 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 headgates 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 Middle Fork Irrigation Company and recorded at Page 1393, Volume 2, 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 Middle Fork Irrigation District confirming the change in point of diversion.

Dated at Salem, Oregon, this 2nd day of March, 1976.

/s/ JAMES E. SEXSON
Director

1447
LC-82-77
Inspection

1447
10-28-77
Inspection

County Hood River

5. Proposed Point of Diversion 110 ft. S. and 1280 ft. W. from the NE corner of
Sec. 32, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 1 N., R. 10 E.

6. Place of Use DATE FOR APPLICATION OF WATER: 10/1/76

[illegible]

Info: Observation

Source: Wishart Cr.

Dv: Concrete dam $5\frac{1}{2}'$ high w/ $\frac{1}{2}$ wier, depth of water
over wier - $4'$, width $61''$

Gate: $12''$ slide gate with top at about $3'$

Use: ?

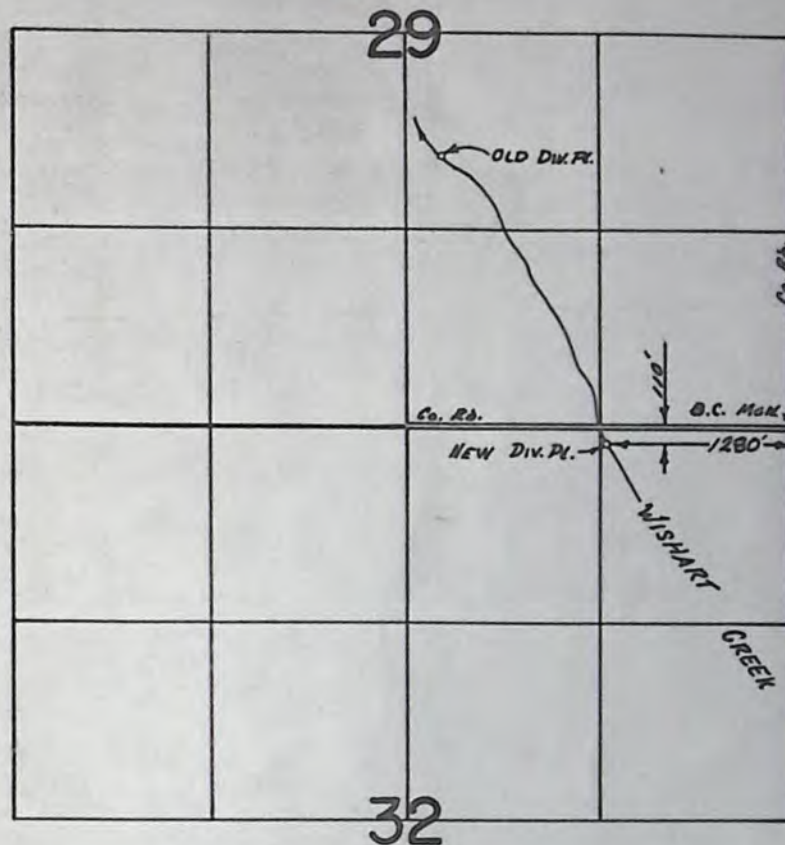
Tie: Found div pt located as shown by T. Paul, wms

10-28-77

Larry W. Funn

Field Engineer

T.I.N. R.IOE. W.M.



RECEIVED
JUN 11 1975
STATE ENGINEER
SALEM, OREGON

MIDDLE FORK IRRIGATION DISTRICT

Map of new diversion from Wishart Creek

Surveyed 6-3-75
by T. PAUL

T-3264

Transfer No. 3264

NOTICE OF COMPLETION OF CONSTRUCTION

I, MIDDLE FORK IRRIGATION DISTRICT, hereby certify
that the construction work has been completed and the change in
point of diversion of water made as set forth in the order of
the ^{Water Resources Director} ~~State Engineer~~ dated June 11, 1975, approving an appli-
cation for a change in point of diversion of water from _____
Wishart Creek.

5-6-76

Date



W. A. Hutson Name
Manager

RECEIVED

MAY - 7 1976

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

JUN 11 1975

STATE ENGINEER
SALEM, OREGON

T-3264

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Middle Fork Irrigation District

(Name of applicant)

of P. O. Box 91, Parkdale, Oregon 97047, County of Hood River

(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 Wishart Creek

(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 M. F. I. Co. ditch

4. The point of diversion is located 1.77 ch. W. and 17.29 ch. N from the center

(N. or S.)

(E. or W.)

~~of~~ of Section 29

(Section or subdivision)

being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 29 Tp. 1 N. R. 10 E. W. M., in the County of Hood River

(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 $\frac{1}{4}$	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 $\frac{1}{4}$
1 N	10 E	20								40	40							

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? No. We operate the

(If not owner, explain your interest)

distribution system.

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? August 9, 1915

9. Was your water right acquired by State Engineer's Permit? Yes If so, give number

(Yes or No)

of permit 2625

10. Do you hold a water right certificate? Yes If so, give number of certificate 1393
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

No

(Yes or No)

If so, give title of proceedings

12. Is the water right recorded in your name? Yes Middle Fork Irrigation Company
(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 110 ft. S and 1280 ft. W from the N.E.
(N. or S.) (E. or W.)
corner of Sec. 32 being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32 Tp. 1N R. 10 E W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Hood River The name of the ditch to be used is Alexander pipe line

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

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.

N/A

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.? (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

To give the proper property pressure

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Hood River

SS.

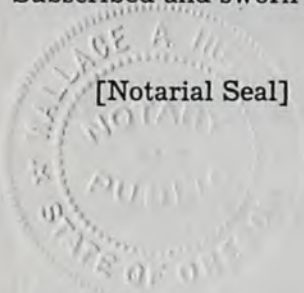
I, Middle Fork Irrigation District, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 10th day of June, 19 75.

MIDDLE FORK IRRIGATION DISTRICT

BY: R. W. Pegg
(Name of applicant) Chairman

Subscribed and sworn to before me this 10th day of June, 19 75



[Notarial Seal]

Wallace A. Hutson
NOTARY PUBLIC FOR OREGON

My commission expires April 18, 1979

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.



WATER RESOURCES DEPARTMENT

COUNTY COURTHOUSE ANNEX • THE DALLES, OR • 97058 • Phone 296-5494

ROBERT W. STRAUB
GOVERNOR

December 12, 1975

3264

JAMES E. SEXSON
Director

WATER POLICY REVIEW
BOARD

EMERY N. CASTLE
Chairman
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CHAPIN D. CLARK
Vice Chairman
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Portland

JAMES HILL
Arch Cape

JEAN FROST
Portland

Mr. Trevor Jones
Water Resources Department
1178 Chemeketa Street N. E. .
Salem, Oregon 97310

Dear Mr. Jones:

I have made an inspection of the proposed change in point of diversion from Wishart Creek, in the name of Middle Fork Irrigation District, and find no problems. There are no other diversion points between the old point and the new point. The reason for the change is so there will be enough pressure to change from a ditch flood system to a pressure sprinkler system.

Sincerely,

Thomas Paul
Watermaster District #3

RECEIVED

DEC 15 1975

WATER RESOURCES DEPT.
SALEM, OREGON

Copy of Notice to

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

Notice is given hereby that Middle Fork Irrigation District has filed an application for the approval of a change in point of diversion of water from Wishart Creek.

Certificate of water right issued to Middle Fork Irrigating Company and recorded at page 1393, Volume 2, State Record of Water Right Certificates, confirms a right to the use of 1.0 cubic foot per second from Wishart Creek for the irrigation of 40.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 40.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 1 N., R. 10 E., W. M., with a date of priority of August 9, 1915. Water for this use diverted from a point located 1.77 chains west and 17.29 chains North from the center of Sec. 29, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 1 N., R. 10 E., W. M.

The applicant herein, owner of the distribution system, proposes to convey water to the land above described from a point of diversion to be located 110 ft. S. and 1280 ft. W. from the NE corner of Sec. 32, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 1 N., R. 10 E., W. M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Hood River, Oregon, on Feb. 13, 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 Middle Fork Irrigation District, P.O. Box 91, Parkdale, Oregon 97047, 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 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 Department upon request.

Dated at Salem, Oregon, this 5th day of December, 1975.

James E. Sexson
Director
51,1-31

Affidavit of Publication

STATE OF OREGON
COUNTY OF HOOD RIVER

ss.

I, Carol VanRas

being first duly sworn, depose and say that I am the Secretary
of THE HOOD RIVER NEWS, a newspaper of general circulation printed and published at Hood River in the aforesaid county and state, as defined by ORS 193.010 and 193.020; and

that NOTICE, FILING APPLICATION, CHANGE WATER DIVERSION
a printed copy of which is hereto annexed, was published in the entire issue of said

newspaper for three

successive and consecutive weeks in the following issues.....

(1975)

December 18, 25, & January, 1, 1976

Subscribed and sworn to before me this.....

day of January, 1976

Carol VanRas
2nd
Richard A. May
Notary Public for Oregon

June 18, 1977

JAN 5 1978 My Commission Expires.....)

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

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

Notice is given hereby that Middle Fork Irrigation District has filed an application for the approval of a change in point of diversion of water from Wishart Creek.

Certificate of water right issued to Middle Fork Irrigating Company and recorded at page 1393, Volume 2, State Record of Water Right Certificates, confirms a right to the use of 1.0 cubic foot per second from Wishart Creek for the irrigation of 40.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 40.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 1 N., R. 10 E., W.M., with a date of priority of August 9, 1915. Water for this use is diverted from a point located 1.77 chains west and 17.29 chains North from the center of Sec. 29, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 1 N., R. 10 E., W.M.

The applicant herein, owner of the distribution system, proposes to convey water to the land above described from a point of diversion to be located 110 ft. S. and 1280 ft. W. from the NE corner of Sec. 32, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 1 N., R. 10 E., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Hood River, Oregon, on Feb. 13, 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 Middle Fork Irrigation District, P.O. Box 91, Parkdale, Oregon 97347, 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 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 Department upon request.

Dated at Salem, Oregon, this 5th day of December, 1975.

JAMES E. SEXSON
Director