

3902

3902

Name 12 H, Inc.

By _____

Address Rt. 1, Box 1824Hermiston, OR 97838Change in POA, POUDate filed 3-16-78Date of hearing April 4, 1979Place of hearing HeppnerDate of order 4-12-79 Vol. 32, page 18Date for application of water completedProof mailed AUG 17 1995

Proof received _____

Certificate issued OCT 27 1995 Vol. _____, page 68644DEC 18 1995168707

DESCRIPTION OF WATER RIGHT

Name of stream a wellTrib. of _____ County of Umatilla

Use _____

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 8-28-1958In name of Marvin M. McDole

_____ Adjudication, Vol. _____, page _____

App. No. G-1222 Per. No. G-1069 Cert. No. 30133

Certificate cancelled _____

Notation made on record by _____

in DBOK

FEES PAID

Date	Amount	Receipt No.
<u>3-16-78</u>	<u>45-</u>	<u>1630</u>
<u>4-12-78</u>	<u>50-</u>	<u>2138</u>
<u>1-31-79</u>	<u>100-</u>	<u>8861</u>
TOTAL . . .		
	Cert. Fee	

East Oregonian \$105.54 pd 3-14-79 ck #3166

FEES REFUNDED

Date	Amount	Check No.
<u>3-14-79</u>	<u>44 46</u>	<u>3167</u>

2000 2002
POA 1022
POU 1022
POA 103 50
150 50
195 50
100 50
50 46

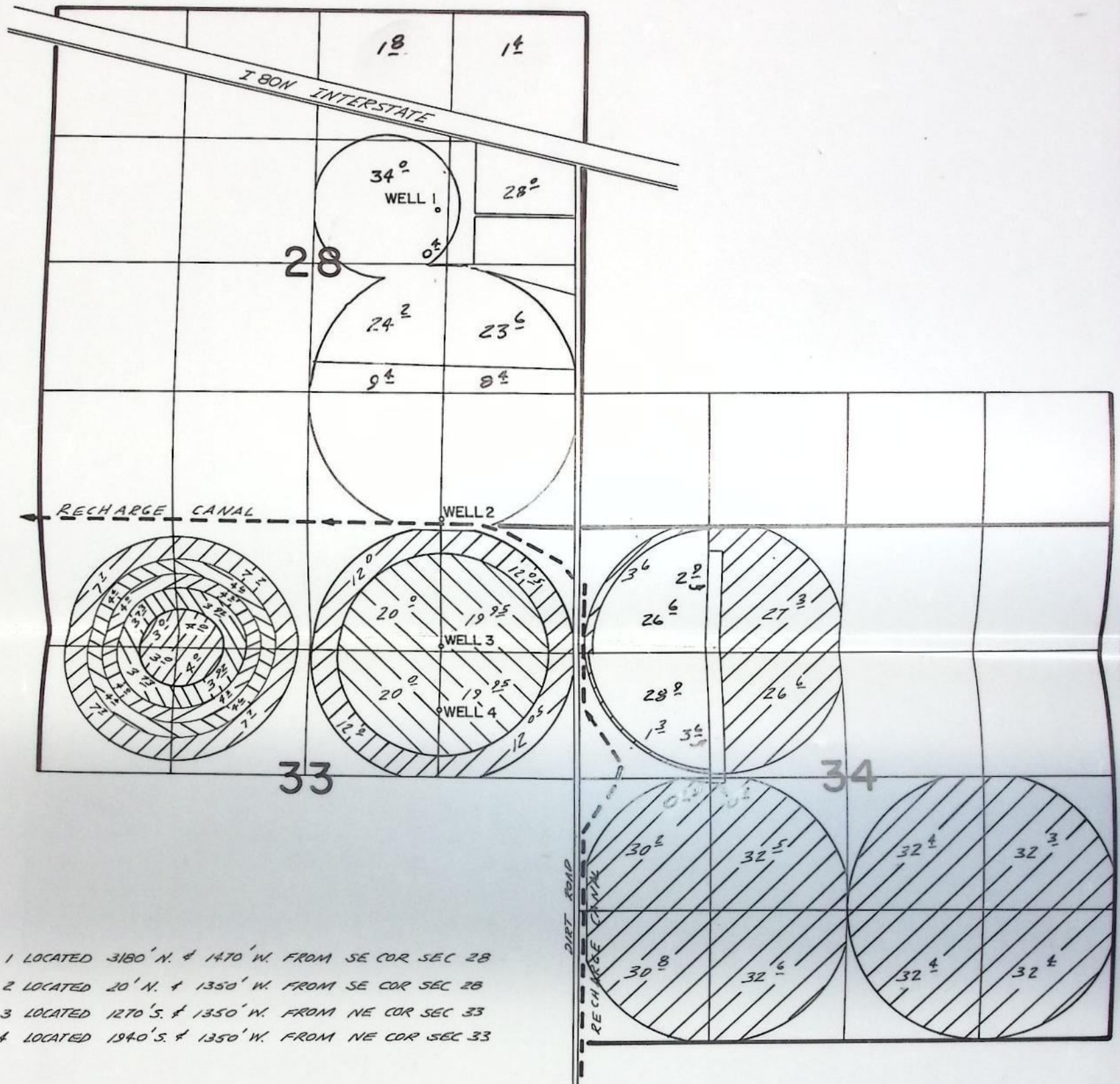
REMARKS

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
<input checked="" type="checkbox"/>	Name		<u>lcj</u>	_____
<input checked="" type="checkbox"/>	Stream		<u>lcj</u>	_____
<input checked="" type="checkbox"/>	Pt. of Div.		<u>lcj</u>	_____
<input checked="" type="checkbox"/>	Calendar		<u>lcj</u>	_____
<input type="checkbox"/>	CHECKED TO ENCL.:			
<input type="checkbox"/>	Twp. & Rgs.		_____	_____
<input type="checkbox"/>	Decree-1st		_____	_____
<input type="checkbox"/>	Decree-2nd		_____	_____
<input checked="" type="checkbox"/>	Cert. of W.R.		<u>lcj</u>	_____
<input checked="" type="checkbox"/>	Per. Folder		<u>WSD</u>	<u>lcj</u>
<input type="checkbox"/>	Chaindex		_____	_____
<input type="checkbox"/>	Cross Ref.		_____	_____
<input checked="" type="checkbox"/>	Power Claim		<u>lcj</u>	_____
<input type="checkbox"/>	Abstracts		_____	_____

Account transfer 3903, 4, 5, and 408 for 12H Inc. with located in the Delaware City, Delaware.
With all develop accounts from the other general accounts now being made from accounts
Source. With all accounts for individual assets should be computed by the state master as that
annual amounts of state authorized is not specified.

Wm. S. Bartholomew 1-29-79

T. 4N. R. 27E. W.M.



WELL 1 LOCATED 3180' N. & 1470' W. FROM SE COR SEC 28
 WELL 2 LOCATED 20' N. & 1350' W. FROM SE COR SEC 28
 WELL 3 LOCATED 1270' S. & 1350' W. FROM NE COR SEC 33
 WELL 4 LOCATED 1940' S. & 1350' W. FROM NE COR SEC 33



PER G-2822



T-3902



T-3903



T-3904



T-3905



T-4089

FINAL PROOF SURVEY UNDER

APPL. G-2831 PER. G-2822
TRANSFERS

3902 3903 3904
3905 4089

IN NAME OF

12H, INC.

SURVEYED 8-2 1978, BY R. BARWIN

STATE OF OREGON
COUNTY OF MORROW
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

12H, INC.
% COREY, BYLER, REW, LORENZEN AND HOJEM
P.O. BOX 218
PENDLETON, OREGON 97814

confirms the right to use the waters of WELLS 1, 2, 3, and 4 in the UMATILLA BASIN for IRRIGATION OF 76.2 ACRES.

This right was perfected under Permit G-1069. The date of priority is AUGUST 28, 1958. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.95 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL 1 - 3180 FEET NORTH AND 1470 FEET WEST FROM SE CORNER SECTION 28; WITHIN SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 28, TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.

WELL 2 - 20 FEET NORTH AND 1350 FEET WEST FROM SE CORNER SECTION 28; WITHIN SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 28, TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.

WELL 3 - 1270 FEET SOUTH AND 1350 FEET WEST FROM NE CORNER SECTION 33; WITHIN NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 33, TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.

WELL 4 - 1940 FEET SOUTH AND 1350 FEET WEST FROM NE CORNER SECTION 33; WITHIN SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 33, TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$	4.0 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	2.9 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	3.0 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	26.6 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	3.0 ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	28.9 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.0 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	3.6 ACRES
SECTION 33		NE $\frac{1}{4}$ SW $\frac{1}{4}$	0.1 ACRE
		NW $\frac{1}{4}$ SW $\frac{1}{4}$	0.1 ACRE
		SECTION 34	
TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.			

SEE NEXT PAGE

T-3902.VC

The quantity of water diverted at the new wells, shall not exceed the quantity of water available at the old well.

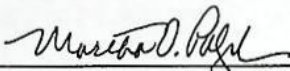
THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE LOCATION OF DIVERSION POINT AND PLACE OF USE AND SUPERSEDES CERTIFICATE 68644.

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

The user shall maintain an in-line flow meter, a weir, or other suitable device for measuring the water to which they are entitled.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed DECEMBER 18 ,
1995.


Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68707.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)
OF 12 H, INC., FOR APPROVAL OF)
CHANGES IN PLACE OF USE AND POINT)
OF APPROPRIATION FROM GROUND WATER)
- - - - -

ORDER APPROVING
TRANSFER NO. 3902

On March 16, 1978, an application was filed in the office of the Water Resources Director by 12 H, Inc., for approval of changes in place of use and point of appropriation from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 30133, Volume 22, State Record of Water Right Certificates, in the name of Marvin M. McDole, describes a right for the use of not to exceed 0.95 cubic foot per second from a certain ground water aquifer for irrigation of a certain 2.9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 32.6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 36.9 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 3.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 0.1 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 0.1 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 4 North, Range 27 East, W.M., with a date of priority of August 28, 1958. The authorized point of appropriation is from a well located South 9 degrees 3.5 minutes East, 661.52 feet from the Northwest Corner of Section 34, Township 4 North, Range 27 East, W.M., being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 34.

The applicant herein, owner of the lands above described, proposes to change the place of use from a certain 6.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 8.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34 and, without loss of priority, to irrigate in lieu thereof a certain 4.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 3.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 3.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 4.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 33, Township 4 North, Range 27 East, W.M., together with the remaining 62.2 acres, by diversion of water from Well No. 1 located 3180 feet North and 1470 feet West from the Southeast Corner of Section 28, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28; Well No. 2 located 20 feet North and 1350 feet West from the Southeast Corner of Section 28, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28; Well No. 3 located 1270 feet South and 1350

feet West from the Northeast Corner of Section 33, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33; and Well No. 4 located 1940 feet South and 1350 feet West from the Northeast Corner of Section 33, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, all in Township 4 North, Range 27 East, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the East Oregonian, a newspaper printed and having general circulation in Umatilla County, Oregon, for a period of three weeks in the issues of February 8, 15 and 22, 1979.

Mr. William S. Bartholomew, Hydrogeologist for the Water Resources Department, has filed a statement to the effect that the proposed changes in point of appropriation may be made without injury to existing rights.

Mr. William I. Porfily, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of appropriation may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use and point of appropriation, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water diverted at the new wells shall not exceed the quantity of water diverted at the old well under the subject right.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water as herein confirmed:

That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;


That the type and plans of the measuring device be approved by

the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that NO time need be fixed for completion as the changes in place of use and point of appropriation are completed.

It is FURTHER ORDERED that the certificate of water right recorded at page 30133, Volume 22, State Record of Water Right Certificates, is canceled; and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 12th day of April, 1979.


James E. Sexson
Director

IN THE _____ COURT OF THE
STATE OF OREGON FOR UMATILLA COUNTY

AFFIDAVIT OF
PUBLICATION OF

Equity }
Law } No. _____

STATE OF OREGON, } ss.
County of Umatilla }

I, Beverly Krosting being first duly
sworn, depose and say that I am the principal clerk of the publisher of the East
Oregonian, a newspaper of general circulation, as defined by ORS 193.010
and 193.020; printed and published at Pendleton in the aforesaid county and
state; that the EO- 325 Notice of water right transfer applicati

a printed copy of which is hereto annexed, was published in the entire issue
of said newspaper for 3 successive and consecutive insertions in
the following issues:

Feb. 8th 15th & 22nd., 19 79

Beverly Krosting
23rd

Subscribed and sworn to before me this _____ day of

Feb. 19 79

Patricia A. Carpenter
Notary Public of Oregon

MY COMMISSION EXPIRES
SEPT. 8, 1980

EO-325
NOTICE OF WATER
RIGHT TRANSFER
APPLICATIONS NOS.

3902, 3903, 3904, 3905 & 4089
Notice is given hereby that ap-
plications have been filed in the of-
fice of the Water Resources Direc-
tor by 12 H, Inc., for approval of
changes in place of use and points
of appropriation from ground
water, pursuant to the provisions
of ORS 537.705.

The certificate recorded at page
30133, Volume 22, State Record of
Water Right Certificates, in the
name of Marvin M. McDole, des-
cribes a right for the use of not to
exceed 0.95 cubic foot per second
from a certain ground water
aquifer for irrigation of a certain
2.9 ac in NE¹/₄ NW¹/₄, 32.6 ac in
NW¹/₄ NW¹/₄, 36.9 ac in SW¹/₄
NW¹/₄, 3.6 ac in SE¹/₄ NW¹/₄, 0.1 ac
in NE¹/₄ SW¹/₄ and 0.1 ac in NW¹/₄
SW¹/₄ of Sec 34, T 4N, R 27E, WM,
with a date of priority of Aug. 28,
1958. The authorized point of ap-
propriation is from a well located
5 9 degrees 35' E, 661.52 ft from
the NW Corner of Sec 34, being
within the NW¹/₄ NW¹/₄ of Sec 34, T
4N, R 27E, WM.

The certificates recorded at
page 26192, Volume 18 of said
record, in the name of S. F. Hoyt,
describes a right for the use of not
to exceed 1.0 cfs from a certain
ground water aquifer for irriga-
tion of a certain 40.0 ac in SW¹/₄
NE¹/₄, 36.0 ac in SE¹/₄ NE¹/₄ & 4.0
ac in NE¹/₄ SE¹/₄ of Sec 28, T 4N, R
27E, WM, with a date of priority of
Dec. 15, 1952. The certificate
recorded at page 26193, Volume 18
of said record, in the name of
Sylvanus F. Hoyt, describes a
right for the use of not to exceed
0.81 cfs from a certain ground
water aquifer for irrigation of a
certain 0.2 ac in NE¹/₄ NE¹/₄, 6.2 ac
in NW¹/₄ NE¹/₄, 27.6 ac in NE¹/₄
SE¹/₄ & 30.6 ac in NW¹/₄ SE¹/₄ of Sec
28, T 4N, R 27E, WM, with a date of
priority of Sept. 26, 1955. The
authorized point of appropriation
for both rights is from Well #1
located 3180 ft N & 1470 ft W from
the SE Corner of Sec 28, being
within the SW¹/₄ NE¹/₄ of Sec 28, T
4N, R 27E, WM.

The certificate recorded at page
20685, Volume 15 of said record, in
the name of M. M. McDole, des-
cribes a right for the use of not to
exceed 1.0 cfs from a certain
ground water aquifer for irriga-
tion of a certain 40.0 ac in SW¹/₄
NE¹/₄ & 39.9 ac in SE¹/₄ NE¹/₄ of Sec
33, T 4N, R 27E, WM, with a date of
priority of June 2, 1950. The
authorized point of appropriation
is from Well #4 located 1940 ft S &
1350 ft W from the NE Corner of
Sec 33, being within the SW¹/₄
NE¹/₄ of Sec 33, T 4N, R 27E, WM.

The certificate recorded at page
45787, Volume 38 of said record, in
the name of 12 H, Inc., describes a
right for the use of not to exceed
1.71 cfs from a certain ground
water aquifer for irrigation of 17.0
ac in NE¹/₄ NE¹/₄, 22.0 ac in NW¹/₄
NE¹/₄, 8.4 ac in NE¹/₄ SE¹/₄, 9.4 ac
in NW¹/₄ SE¹/₄, 40.0 ac in SW¹/₄
SE¹/₄ & 40.0 ac in SE¹/₄ SE¹/₄ of Sec
28, T 4N, R 27 E, WM. The
authorized point of appropriation
is from Well #1 (0.49 cfs) as
located above and from Well #2
(1.22 cfs) located 20 ft N & 1350 ft
W from the SE Corner of Sec 28,
being within the SW¹/₄ SE¹/₄ of Sec
28, T 4N, R 27E, WM.

The applicant herein, owner of
the lands above described, pro-
poses the following changes in
place of use & points of appropria-
tion, without loss of priority:

By transfer application No.
3902: change the place of use from
a certain 6.0 ac in NW¹/₄ NW¹/₄ &
8.0 ac in SW¹/₄ NW¹/₄ of Sec 34
described by said certificate 30133
and irrigate in lieu thereof a cer-
tain 4.0 ac in NE¹/₄ NW¹/₄, 3.0 ac in
NW¹/₄ NW¹/₄, 3.0 ac in SW¹/₄ NW¹/₄
& 4.0 ac in SE¹/₄ NW¹/₄ of Sec 33, T
4N, R 27E, WM together with the
remaining 62.2 ac described by
said certificate 30133 by diversion
of water from Wells #1, 2 & 4 as
located above, and Well #3 located
1270 ft S & 1350 ft W from the NE
Corner of Sec 33, being within the
NW¹/₄ NE¹/₄ of Sec 33, T 4N, R 27E,
WM.

By transfer application No.
3903: change the place of use from
a certain 6.0 ac in SW¹/₄ NE¹/₄, 8.0
ac in SE¹/₄ NE¹/₄ & 4.0 ac in NE¹/₄
SE¹/₄ of Sec 28 described by said
certificate 26192 and irrigate in
lieu thereof a certain 4.6 ac in
NE¹/₄ NW¹/₄, 4.4 ac in NW¹/₄ NW¹/₄,
4.4 ac in SW¹/₄ NW¹/₄ & 4.6 ac in
SE¹/₄ NW¹/₄ of said Sec 33, together
with the remaining 62.0 ac describ-
ed by said certificate 26192 by di-
version of water from Wells #1,
2, 3 & 4 as located above.

By transfer application No.
3904: change the place of use from
a certain 0.2 ac in NE¹/₄ NE¹/₄, 5.8
ac in NW¹/₄ NE¹/₄, 4.0 ac in NE¹/₄
SE¹/₄ & 6.4 ac in NW¹/₄ SE¹/₄ of Sec
28 described by said certificate
26193 and irrigate in lieu thereof a
certain 4.2 ac in NE¹/₄ NW¹/₄, 4.0 ac
in NW¹/₄ NW¹/₄, 4.0 ac in SW¹/₄
NW¹/₄ & 4.2 ac in SE¹/₄ NW¹/₄ of
said Sec 33, together with the re-
maining 48.2 ac described by said
certificate 26193 by diversion of
water from Wells #1, 2, 3 & 4, as
located above.

By transfer application No.
3905: change the place of use from
a certain 20.0 ac in SW¹/₄ NE¹/₄ &
19.95 ac in SE¹/₄ NE¹/₄ of Sec 33
described by certificate 20685 and
irrigate in lieu thereof a certain
19.95 ac in NE¹/₄ NE¹/₄ & 20.0 ac in
NW¹/₄ NE¹/₄ of said Sec 33 together
with the remaining 39.95 ac
described by said certificate 20685
by diversion of water from Wells
#1, 2, 3 & 4, as located above.

By transfer application No.
4089: change the place of use from
a certain 8.2 ac in SW¹/₄ SE¹/₄ & 7.1
ac in SE¹/₄ SE¹/₄ of Sec 28 describ-
ed by certificate 45787 and irrigate
in lieu thereof a certain 3.92 ac in
NE¹/₄ NW¹/₄, 3.73 ac in NW¹/₄
NW¹/₄, 3.73 ac in SW¹/₄ NW¹/₄ & 3.92
ac in SE¹/₄ NW¹/₄ of said Sec 33
together with the remaining 121.5
ac described by said certificate
45787 by diversion of water from
Wells #1, 2, 3 & 4, as located above.

All persons interested are
notified hereby that a hearing will
be held at the county courthouse at
Heppner, Oregon on April 4, 1979,
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 12 H, Inc., Rt 1,
Box 1824, Hermiston, OR 97838;
and one copy filed with the Water
Resources Department, Salem,
OR 97310, together with a \$10 filing
fee, at least 10 days prior to the
date set for hearing. IF NO OB-
JECTIONS ARE FILED, THE
APPLICATION MAY BE AP-
PROVED BY THE WATER
RESOURCES DIRECTOR
WITHOUT A HEARING. Ad-
ministrative rules pertaining to
the filing of a protest will be fur-
nished by the Water Resources
Dept. upon request.

IN THE _____ COURT OF THE
STATE OF OREGON FOR UMATILLA COUNTY

AFFIDAVIT OF
PUBLICATION OF

Equity }
Law } No. _____

STATE OF OREGON, } ss.
County of Umatilla }

I, Beverly Krosting being first duly
sworn, depose and say that I am the principal clerk of the publisher of the East
Oregonian, a newspaper of general circulation, as defined by ORS 193.010
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a printed copy of which is hereto annexed, was published in the entire issue
of said newspaper for 3 successive and consecutive insertions in
the following issues:

Feb. 8th 15th & 22nd. 1979

Beverly Krosting
23rd

Subscribed and sworn to before me this _____ day of

Feb. 1979

Patricia O. Carpenter
Notary Public of Oregon

MY COMM
SEPT

EO-325
NOTICE OF WATER
RIGHT TRANSFER
APPLICATIONS NOS.
3902, 3903, 3904, 3905 & 4089
Notice is given hereby that ap-
plications have been filed in the of-
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aquifer for irrigation of a certain
2.9 ac in NE¹/₄ NW¹/₄, 32.6 ac in
NW¹/₄ NW¹/₄, 36.9 ac in SW¹/₄
NW¹/₄, 3.6 ac in SE¹/₄ NW¹/₄, 0.1 ac
in NE¹/₄ SW¹/₄ and 0.1 ac in NW¹/₄
SW¹/₄ of Sec 34, T 4N, R 27E, WM,
with a date of priority of Aug. 28,
1958. The authorized point of ap-
propriation is from a well located
S 9 degrees 3.5' E, 661.52 ft from
the NW Corner of Sec 34, being
within the NW¹/₄ NW¹/₄ of Sec 34, T
4N, R 27E, WM.
The certificates recorded at
page 26192, Volume 18 of said
record, in the name of S. F. Hoyt,
describes a right for the use of not
to exceed 1.0 cfs from a certain
ground water aquifer for irriga-
tion of a certain 40.0 ac in SW¹/₄
NE¹/₄, 36.0 ac in SE¹/₄ NE¹/₄ & 4.0
ac in NE¹/₄ SE¹/₄ of Sec 28, T 4N, R
27E, WM, with a date of priority of
Dec. 15, 1952. The certificate
recorded at page 26193, Volume 18
of said record, in the name of
Sylvanus F. Hoyt, describes a
right for the use of not to exceed
0.81 cfs from a certain ground
water aquifer for irrigation of a
certain 0.2 ac in NE¹/₄ NE¹/₄, 6.2 ac
in NW¹/₄ NE¹/₄, 27.6 ac in NE¹/₄
SE¹/₄ & 30.6 ac in NW¹/₄ SE¹/₄ of Sec
28, T 4N, R 27E, WM, with a date of
priority of Sept. 26, 1955. The
authorized point of appropriation
for both rights is from Well #1
located 3180 ft N & 1470 ft W from
the SE Corner of Sec 28, being
within the SW¹/₄ NE¹/₄ of Sec 28, T
4N, R 27E, WM.
The certificate recorded at page
20685, Volume 15 of said record, in
the name of M. M. McDole, des-
cribes a right for the use of not to
exceed 1.0 cfs from a certain
ground water aquifer for irriga-
tion of a certain 40.0 ac in SW¹/₄
NE¹/₄ & 39.9 ac in SE¹/₄ NE¹/₄ of Sec
33, T 4N, R 27E, WM, with a date of
priority of June 2, 1950. The
authorized point of appropriation
is from Well #4 located 1940 ft S &
1350 ft W from the NE Corner of
Sec 33, being within the SW¹/₄
NE¹/₄ of Sec 33, T 4N, R 27E, WM.
The certificate recorded at page
45787, Volume 38 of said record, in
the name of 12 H, Inc., describes a
right for the use of not to exceed
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water aquifer for irrigation of 17.0
ac in NE¹/₄ NE¹/₄, 22.0 ac in NW¹/₄
NE¹/₄, 8.4 ac in NE¹/₄ SE¹/₄, 9.4 ac
in NW¹/₄ SE¹/₄, 40.0 ac in SW¹/₄
SE¹/₄ & 40.0 ac in SE¹/₄ SE¹/₄ of Sec
28, T 4N, R 27 E, WM. The
authorized point of appropriation
is from Well #1 (0.49 cfs) as
located above and from Well #2
(1.22 cfs) located 20 ft N & 1350 ft
W from the SE Corner of Sec 28,
being within the SW¹/₄ SE¹/₄ of Sec
28, T 4N, R 27E, WM.
The applicant herein, owner of
the lands above described, pro-
poses the following changes in
place of use & points of appropri-
ation, without loss of priority:
By transfer application No.
3902: change the place of use from
a certain 6.0 ac in NW¹/₄ NW¹/₄ &
8.0 ac in SW¹/₄ NW¹/₄ of Sec 34
described by said certificate 30133
and irrigate in lieu thereof a cer-
tain 4.0 ac in NE¹/₄ NW¹/₄, 3.0 ac in
NW¹/₄ NW¹/₄, 3.0 ac in SW¹/₄ NW¹/₄
& 4.0 ac in SE¹/₄ NW¹/₄ of Sec 33, T
4N, R 27E, WM together with the
remaining 62.2 ac described by
said certificate 30133 by diversion
of water from Wells #1, 2 & 4 as
located above, and Well #3 located
1270 ft S & 1350 ft W from the NE
Corner of Sec 33, being within the
NW¹/₄ NE¹/₄ of Sec 33, T 4N, R 27E,
WM.
By transfer application No.
3903: change the place of use from
a certain 6.0 ac in SW¹/₄ NE¹/₄, 8.0
ac in SE¹/₄ NE¹/₄ & 4.0 ac in NE¹/₄
SE¹/₄ of Sec 28 described by said
certificate 26192 and irrigate in
lieu thereof a certain 4.6 ac in
NE¹/₄ NW¹/₄, 4.4 ac in NW¹/₄ NW¹/₄,
4.4 ac in SW¹/₄ NW¹/₄ & 4.6 ac in
SE¹/₄ NW¹/₄ of said Sec 33, together
with the remaining 62.0 ac describ-
ed by said certificate 26192 by
diversion of water from Wells #1,
2, 3 & 4 as located above.
By transfer application No.
3904: change the place of use from
a certain 0.2 ac in NE¹/₄ NE¹/₄, 5.8
ac in NW¹/₄ NE¹/₄, 4.0 ac in NE¹/₄
SE¹/₄ & 6.4 ac in NW¹/₄ SE¹/₄ of Sec
28 described by said certificate
26193 and irrigate in lieu thereof a
certain 4.2 ac in NE¹/₄ NW¹/₄, 4.0 ac
in NW¹/₄ NW¹/₄, 4.0 ac in SW¹/₄
NW¹/₄ & 4.2 ac in SE¹/₄ NW¹/₄ of
said Sec 33, together with the re-
maining 48.2 ac described by said
certificate 26193 by diversion of
water from Wells #1, 2, 3 & 4, as
located above.
By transfer application No.
3905: change the place of use from
a certain 20.0 ac in SW¹/₄ NE¹/₄ &
19.95 ac in SE¹/₄ NE¹/₄ of Sec 33
described by certificate 20685 and
irrigate in lieu thereof a certain
19.95 ac in NE¹/₄ NE¹/₄ & 20.0 ac in
NW¹/₄ NE¹/₄ of said Sec 33 together
with the remaining 39.95 ac
described by said certificate 20685
by diversion of water from Wells
#1, 2, 3 & 4, as located above.
By transfer application No.
4089: change the place of use from
a certain 8.2 ac in SW¹/₄ SE¹/₄ & 7.1
ac in SE¹/₄ SE¹/₄ of Sec 28 describ-
ed by certificate 45787 and irrigate
in lieu thereof a certain 3.92 ac in
NE¹/₄ NW¹/₄, 3.73 ac in NW¹/₄
NW¹/₄, 3.73 ac in SW¹/₄ NW¹/₄ & 3.92
ac in SE¹/₄ NW¹/₄ of said Sec 33
together with the remaining 121.5
ac described by said certificate
45787 by diversion of water from
Wells #1, 2, 3 & 4, as located above.
All persons interested are
notified hereby that a hearing will
be held at the county courthouse at
Heppner, Oregon on April 4, 1979,
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 12 H, Inc., Rt 1,
Box 1824, Hermiston, OR 97838;
and one copy filed with the Water
Resources Department, Salem,
OR 97310, together with a \$10 filing
fee, at least 10 days prior to the
date set for hearing. IF NO OB-
JECTIONS ARE FILED, THE
APPLICATION MAY BE AP-
PROVED BY THE WATER
RESOURCES DIRECTOR
WITHOUT A HEARING. Ad-
ministrative rules pertaining to
the filing of a protest will be fur-
nished by the Water Resources
Dept. upon request.
Dated at Salem, Oregon this 2nd
day of February, 1979.
James E. Sexson
Director
February 8, 15, 22, 1979