

Name Oregon-Washington Railroad
By Navigation Co. % Dist. Engineer
Address P.O. Box 4265
Portland, OR 97208

Change in POA (additional)
Date filed 3-31-78
Date of hearing _____
Place of hearing _____
Date of order 4-19-78 Vol. 30, page 521
Date for application of water 10-1-79
Proof mailed _____
Proof received _____
Certificate issued APR 4 1986 Vol. 49, page 54117
Survey

3919

DESCRIPTION OF WATER RIGHT

Name of stream Groundwater
Trib. of _____ County of Umatilla
Use Railroad
Quantity of water _____ No. of acres _____
Name of ditch _____
Date of priority Feb. 3, 1950
In name of Same as applt.
_____ Adjudication, Vol. _____, page _____
App. No. U-349 Per. No. U-324 Cert. No. 20048
Certificate cancelled _____
Notation made on record by _____

FEEES PAID

| Date | Amount | Receipt No. |
|----------------|------------------------|-------------|
| <u>3-31-78</u> | <u>37⁰⁰</u> | <u>1900</u> |
| TOTAL . . . | | |
| | Cert. Fee | |

FEEES REFUNDED

| Date | Amount | Check No. |
|------|--------|-----------|
| | | |

REMARKS

| | |
|-----------|------------------------------|
| W.R.I.S. | |
| Assembled | <u>5-17-85</u> by <u>SJA</u> |
| Entered | _____ by _____ |
| Verified | _____ by _____ |

| | INDEX CARDS: | |
|--|--------------|---------|
| | Entered | Checked |
| <input checked="" type="checkbox"/> Name | <u>lg</u> | _____ |
| <input checked="" type="checkbox"/> Stream | <u>lg</u> | _____ |
| <input checked="" type="checkbox"/> Pt. of Div. | <u>lg</u> | _____ |
| <input checked="" type="checkbox"/> Calendar | <u>lg</u> | _____ |
| CHECKED TO RECORDS: | | |
| <input type="checkbox"/> Twp. & Rge. | _____ | _____ |
| <input type="checkbox"/> Decret-vault | _____ | _____ |
| <input type="checkbox"/> Decret-afe | _____ | _____ |
| <input checked="" type="checkbox"/> Cert. of W/R | <u>✓</u> | _____ |
| <input checked="" type="checkbox"/> Per. Folder | <u>✓</u> | _____ |
| <input type="checkbox"/> Chaindex | _____ | _____ |
| <input type="checkbox"/> Cross Ref. | _____ | _____ |
| <input checked="" type="checkbox"/> Power Claim | <u>lg</u> | _____ |
| <input checked="" type="checkbox"/> Abstracts | <u>lg</u> | _____ |

CCB



T. W. RISER

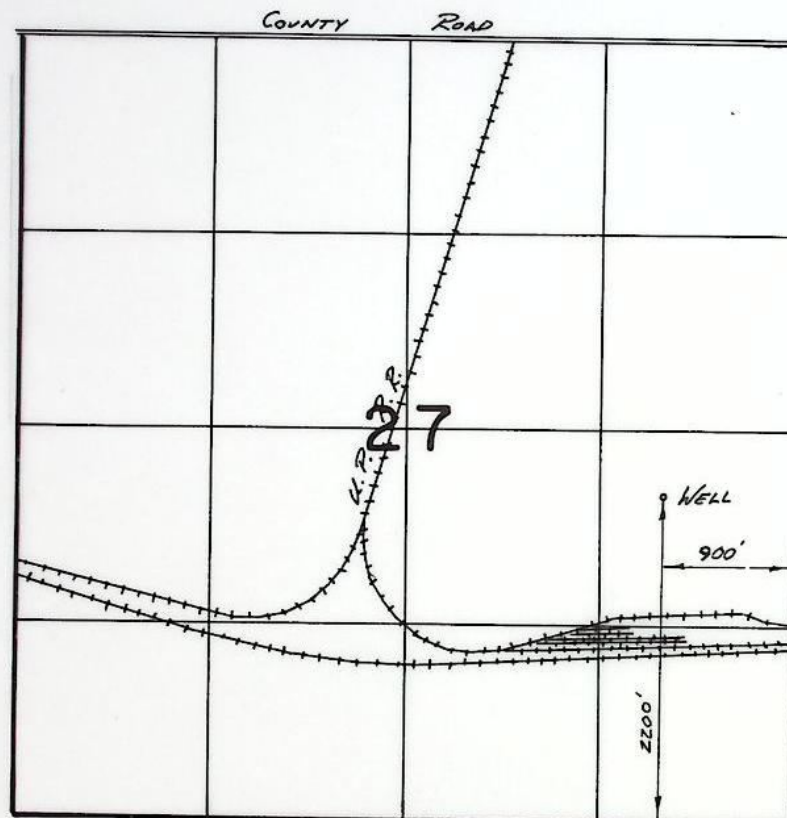
ASST. TO
DISTRICT ENGINEER
UNION PACIFIC RAILROAD
724 PITTOCK BLOCK
PHONE 288-8221 - EXT. 2375

PORTLAND 97205

An additional, backup well is at so
long as no additional purpoge is added.
Location is 1/2 mi east of Route Ct.
Critical groundwater area

ZBA 4/1/78

T. 4N., R. 28E., W. M.



FINAL PROOF SURVEY
UNDER

TRANSFER 3919

IN NAME OF

OREGON-WASHINGTON RAILROAD & NAVIGATION CO. & UNION PACIFIC R.R.

Surveyed OCT. 23, 1951, by *V. H. Chas. Chas.*

STATE OF OREGON

COUNTY OF

UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That OREGON-WASHINGTON RAILROAD & NAVIGATION
COMPANY & UNION PACIFIC RAILROAD COMPANY

c/o District Engineer
of PO Box 4265, Portland, State of Oregon 97208, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
Union Pacific Hinkle Wells 1 and 2

a tributary of Umatilla River for the purpose of
general railroad use

under Permit No. U-324 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
February 3, 1950
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
1.12 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the well.
The well is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, T4N, R28E, WM; 1- 1550 feet North
and 1170 feet West; 2- 2200 feet North and 900 feet West, both from SE Corner,
Section 27.

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 ----- 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:

| | | | |
|-------------------------------------|------------------|------------------|----------------------------------|
| S $\frac{1}{2}$ SE $\frac{1}{4}$ | | | |
| NW $\frac{1}{4}$ SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | SE $\frac{1}{4}$ | |
| S $\frac{1}{2}$ SW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SW $\frac{1}{4}$ | N $\frac{1}{2}$ SE $\frac{1}{4}$ |
| Section 25 | Section 26 | Section 27 | Section 28 |
| Township 4 North, Range 28 East, WM | | | |

This certificate is issued to confirm an additional point of appropriation
approved by an order of the Water Resources Director entered April 19, 1978,
and supersedes Certificate 20048, Volume 14, State Record of Water Right
Certificates.

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 right to the use of the water for the purposes aforesaid is restricted to the lands or place
of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date. April 4, 1986

William H. Young
Water Resources Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION OF)
OREGON-WASHINGTON RAILROAD & NAVI-)
GATION COMPANY AND UNION PACIFIC)
RAILROAD COMPANY FOR APPROVAL OF A)
CHANGE IN POINT OF APPROPRIATION OF)
GROUND WATER)
- - - - -

ORDER APPROVING
TRANSFER NO. 3919

On March 31, 1978, an application was filed in the office of the Water Resources Director by Oregon-Washington Railroad & Navigation Company and Union Pacific Railroad Company for approval of an additional point of appropriation from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 20048, Volume 14, State Record of Water Right Certificates, in the name of Oregon-Washington Railroad & Navigation Company and Union Pacific Railroad Company, describes a right for the use of not to exceed 1.12 cubic feet per second from a certain ground water aquifer for general railroad use at Hinkle Terminal in NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 25; S $\frac{1}{2}$ of Section 26; S $\frac{1}{2}$ of Section 27; and N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 28, Township 4 North, Range 28 East, W.M., with a date of priority of February 3, 1950.

Water for the said right is diverted from a well located 1060 feet South and 1475 feet East from the Center Corner of Section 27, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 4 North, Range 28 East, W.M.

The applicants herein, owner and lessee of the terminal above described, propose to establish an additional point of appropriation, without loss of priority, at a well located 440 feet South and 1810 feet East from the Center Corner of Section 27, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 4 North, Range 28 East, W.M.

Mr. Robert B. Almy, Hydrogeologist, Water Resources Department, has filed a statement to the effect that the proposed additional point of appropriation may be established without injury to existing rights.

Mr. William I. Porfily, Watermaster, has filed a statement to the effect that the proposed additional point of appropriation may be established without injury to existing rights.

No objections having been filed and it appearing that the proposed additional 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 additional point of appropriation, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new well, together with that diverted at the old well, shall not exceed the quantity of water available at the old well under the subject right, and shall not exceed 1.12 cubic feet per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

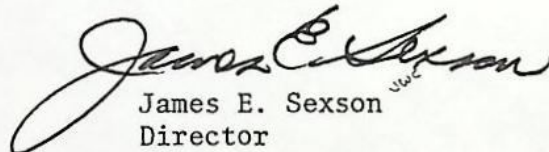
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 construction work shall be completed and the additional point of appropriation of water established on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right recorded at page 20048, Volume 14, 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 19th day of April, 1978.


James E. Sexson
Director