

Name 12 H, Inc.

4089

DESCRIPTION OF WATER RIGHT

By _____

Address Route 1, Box 1824Hermiston, Or. 97838Change in POU & add POA'sDate filed October 27, 1978Date of hearing April 4, 1979Place of hearing HeppnerDate of order 4-12-79 Vol. 32, page 30Date for application of water completed

Proof mailed _____

Proof received _____

Certificate issued

OCT 27 1995

DEC 18 1995

Vol. _____, page _____

~~68648~~~~68711~~

Notation made on record by _____

Certificate cancelled _____

App. No. G-3408 Per. No. G-3197 Cert. No. 45787

Adjudication, Vol. _____, page _____

In name of 12 H, Inc.Date of priority May 16, 1966

Name of ditch _____

Quantity of water _____ No. of acres 15.3Use irrigationTrib. of _____ County of MorrowName of stream two wells

FEES PAID

Date	Amount	Receipt No.
<u>10-27-78</u>	<u>45.00</u>	<u>7035</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

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

exam 2002
POA 1302
POU 1002
4502

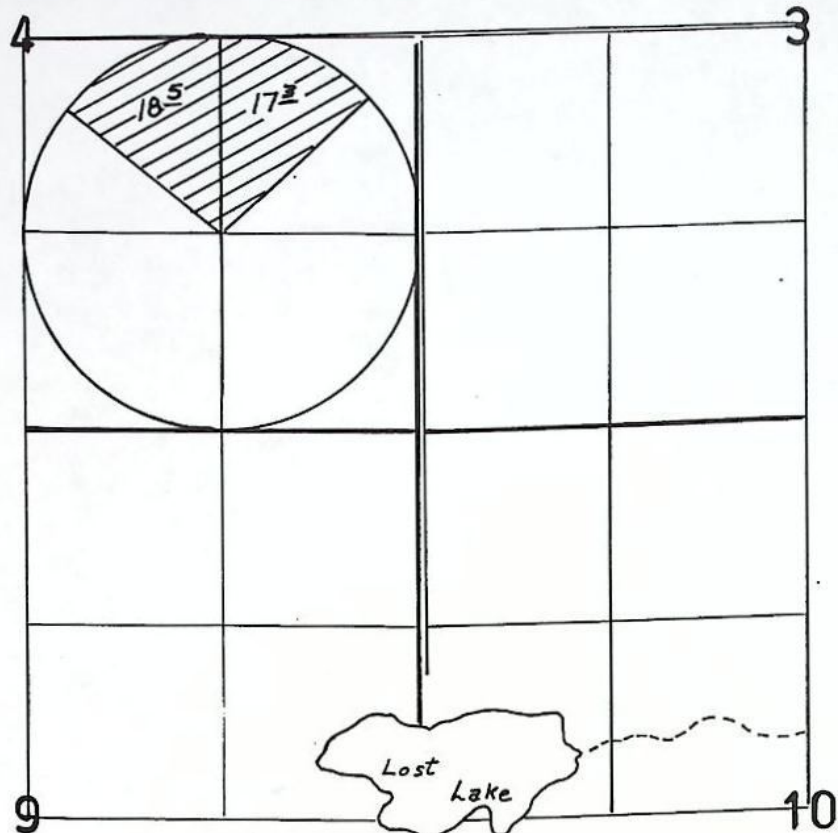
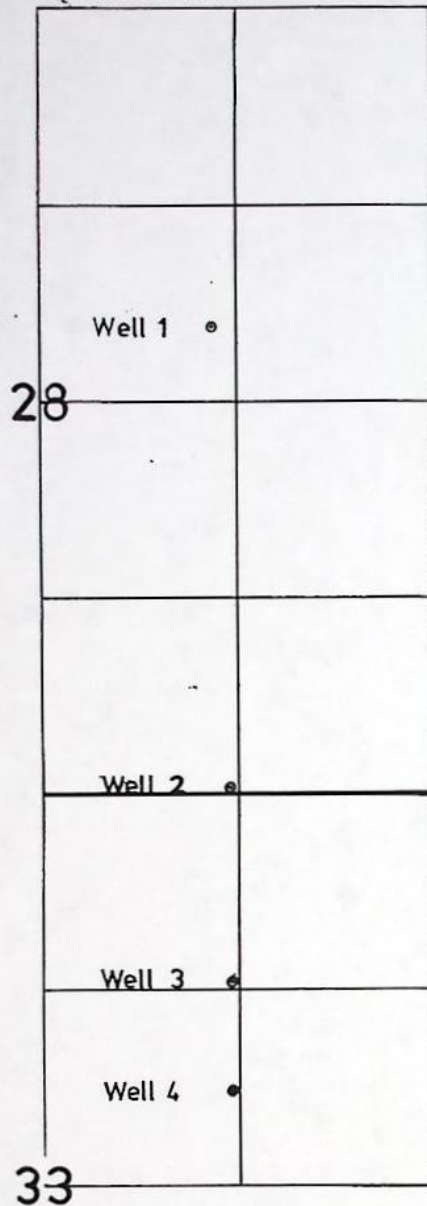
REMARKS

SEE T-5543 Δ POU & Add'l POA part of C-45787 (POA part of T-4089)

TO BE ENTERED WHEN CHECKED	INDEX CARDS:		Entered	Checked
	✓			
Name	✓		lg	
Stream	✓		lg	
Pt. of Div.	✓		lg	
Calendar	✓		lg	
CHECKED TO RECORDS				
Top. Maps				
Abstracts				
Water Right				
Water Right	✓		WJO	
Water Right	✓		WJO	lg
Chinadex				
Cross Ref.				
Power Claim				
Abstracts	✓		lg	

T. 3N., R. 27 E., W.M.

AUTHORISED POINTS OF
APPROPRIATION



WELL POA

- # 1, SW 1/4 NE 1/4, SEC. 28, 3180' N. & 1470' W.
- # 2, SW 1/4 SE 1/4, SEC. 28, 20' N. & 1350' W., BOTH WELLS
1 & 2 BEING FROM THE SE COR. SEC. 28.
- # 3, NW 1/4 NE 1/4, SEC. 33, 1270' S. & 1350' W.
- # 4, SW 1/4 NE 1/4, SEC. 33, 1990' S. & 1350' W., BOTH WELLS
3 & 4 BEING FROM THE NE COR. SEC. 33., ALL BEING
WITHIN T 4 N, R 27 E, W.M.

FINAL PROOF SURVEY

UNDER

Transfer No. 5543

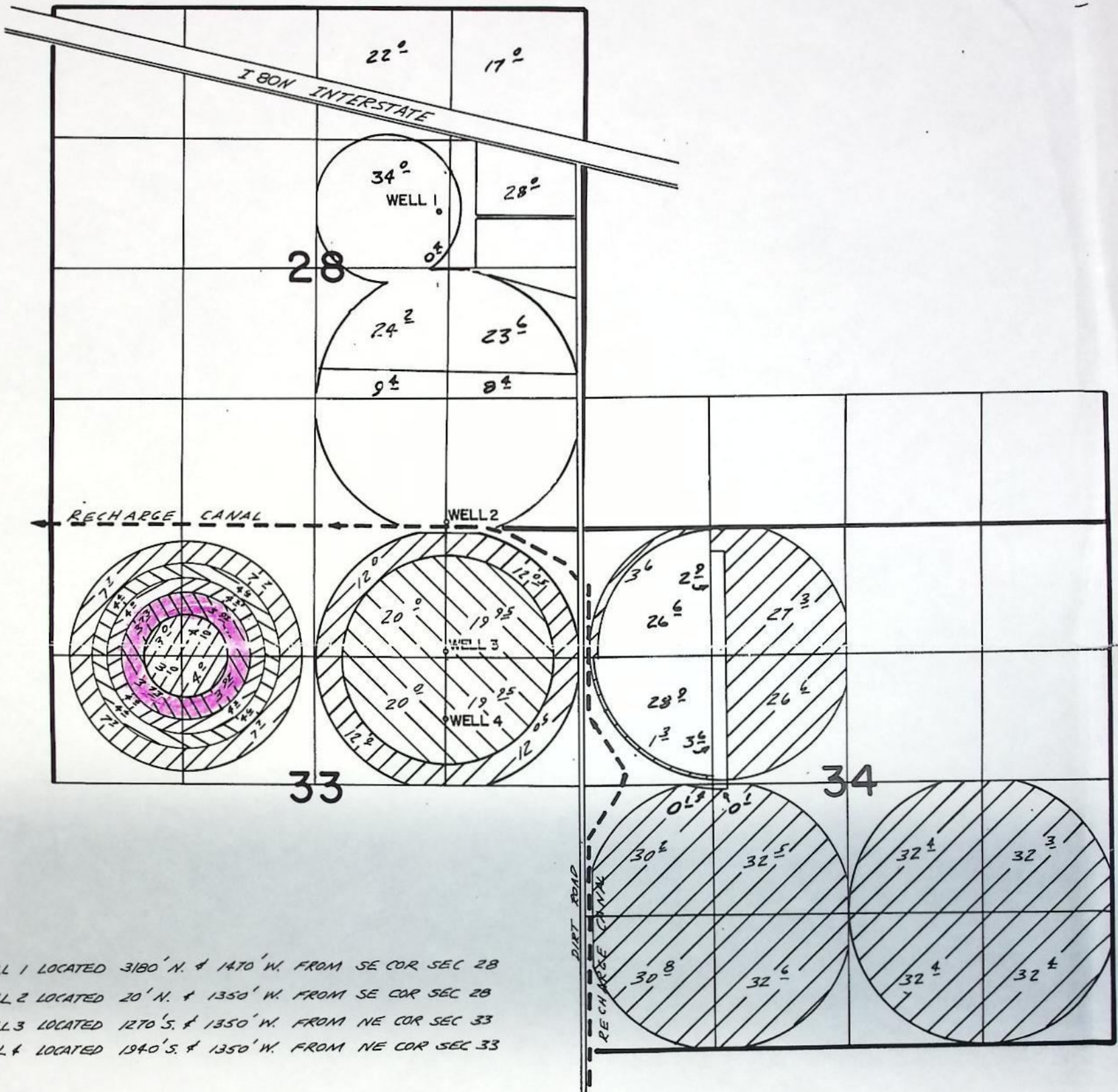
IN NAME OF

TRI-SET, INCORPORATED

Surveyed 8,15, 1995, by J. MILLER



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 1240' S. & 1350' W. FROM NE COR SEC 33

FINAL PROOF SURVEY UNDER

APPL. G-2831 PER. G-2822
TRANSFERS

3902 3903 3904
3905 4089

IN NAME OF

I2H, INC.

SURVEYED 8-2 1978, BY R. BARWIN

V.L.C.

PER G-2822

T-3902

T-3903

T-3904

T-3905

T-4089

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 136.8 ACRES.

This right was perfected under Permit G-3197. The date of priority is MAY 16, 1966. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.71 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL 1 - SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 28, 3180 FEET NORTH AND 1470 FEET WEST FROM SE CORNER SECTION 28;

WELL 2 - SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 28, 20 FEET NORTH AND 1350 FEET WEST FROM SE CORNER SECTION 28;

WELL 3 - NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 33, 1270 FEET SOUTH AND 1350 FEET WEST FROM NE CORNER SECTION 33;

WELL 4 - SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 33, 1940 FEET SOUTH AND 1350 FEET WEST FROM NE CORNER 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 $\frac{1}{4}$ NE $\frac{1}{4}$	1.4 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	3.92 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	1.8 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	3.73 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	8.4 ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	3.73 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	9.4 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	3.92 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	31.8 ACRES		
SE $\frac{1}{4}$ SE $\frac{1}{4}$	32.9 ACRES		
SECTION 28			

TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 17.3 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 18.5 ACRES

SECTION 4
TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

SEE NEXT PAGE

T-4089 & T-5543.VC

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE LOCATION OF DIVERSION POINT AND PLACE OF USE AND SUPERSEDES CERTIFICATE 68648.

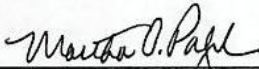
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the original point of diversion.

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 68711.

T-4089 & T-5543.VC

By: Dale Aasted
JUNE 9, 1997

App. No. G-3408 Per No. G-3197 CERT. No. 45787

DATE OF PRIORITY: MAY 16, 1966

POB: Well #1: 3180'N & 1470'W FROM SE COR. SEC. 28 ~ SWNE SEC. 28 } T4N., R27E
WELL #2: 20'N & 1350'W FROM SE COR. SEC. 28 ~ SWSE SEC. 28 }

17.0 NENE
22.0 NWNE
8.4 NESE
9.4 NWSE
40.0 SWSE
40.0 SESE
SEC. 28
T4N., R27E

T-4089
(Change in POB & Additional POA's)

17.0 NENE
22.0 NWNE
8.4 NESE
9.4 NWSE
31.8 SWSE
32.9 SESE
SEC. 28
T4N., R27E

8.2 SWSE
7.1 SESE
SEC. 28

FROM
TO

3.92 NENW
3.73 NWNW
3.73 SWNW
3.92 SENW
SEC. 33
T4N., R27E

T-5543
(Change in POB & POA)

1.4 NENE
1.8 NWNE
8.4 NESE
9.4 NWSE
31.8 SWSE
32.9 SESE
SEC. 28
T4N., R27E

15.6 NENE
20.2 NWNE
SEC. 28

FROM
TO

17.3 NESE
18.5 NWSE
SEC. 4
T3N., R27E

POB: Well #1: 3180'N & 1470'W SE COR. SEC. 28 ~ SWNE 28

Well #2: 20'N & 1350'W SE COR. SEC. 28 ~ SWSE 28

Well #3: 1270'S & 1350'W NE COR. SEC. 33 ~ NWNE 33

Well #4: 1940'S & 1350'W NE COR. SEC. 33 ~ SWNE 33

ALL WITHIN T4N., R27E

POB: Well: 1200'N & 50'W FROM SE COR. SEC. 4 ~
SESE SEC. 4 T3N., R27E

"CERTIFICATE NUMBERS"

REMAINING RIGHT: NO REMAINING RIGHT

CONFIRMING RIGHT: 68711

REPORT ON INSPECTION UNDER TRANSFER
OF WATER RIGHT FOR CHANGE IN: POD-2 G/w

POD: G/w
POU

POL

USE

Add'l POD

RECEIVED

JAN 13 1982

Transfer NO. 4089

WATER RESOURCES DEPT.

County Monroe

Old Certificate NO. 45787

SALEM, OREGON

1. Name 12th, Inc
Address RT 1, Box 1824, Hermiston, Or 97838
2. Source of Supply ground water, Trib of _____
3. Use irrigation
4. Amount of Water 1.71 cfs Priority Date May 16, 1966
5. Proposed Point of Diversion 4 wells located per attached sheet

6. Completion Date Completed
7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
4N	27E	33	NE NW	3 ⁹²
		}	NW NW	3 ⁷³
			SW NW	3 ⁷³
			SE NW	3 ⁹²
				+ 12 1/2 ac old.

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.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MORROW 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. 4089

On October 27, 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 an additional point of appropriation from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 45787, Volume 38, State Record of Water Right Certificates, in the name of 12 H, Inc., describes a right for the use of not to exceed 1.71 cubic feet per second from a certain ground water aquifer for irrigation of a certain 17.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 22.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 8.4 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 9.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, 40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 40.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28, Township 4 North, Range 27 East, W.M., with a date of priority May 16, 1966.

Water for the said right is diverted from Well No. 1 located 3180 feet North and 1470 feet West from the Southeast Corner of Section 28, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28, Township 4 North, Range 27 East, W.M.; and from 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, Township 4 North, Range 27 East, W.M. ^{SW NE?}

The applicant herein, owner of the lands aboved described, proposes to change the place of use from a certain 8.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 7.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28 and, without loss of priority, to irrigate in lieu thereof a certain 3.92 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 3.73 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 3.73 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 3.92 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 121.5 acres in Section 28, 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 having general circulation in Umatilla and Morrow Counties, 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 wells 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 45787, Volume 38, 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

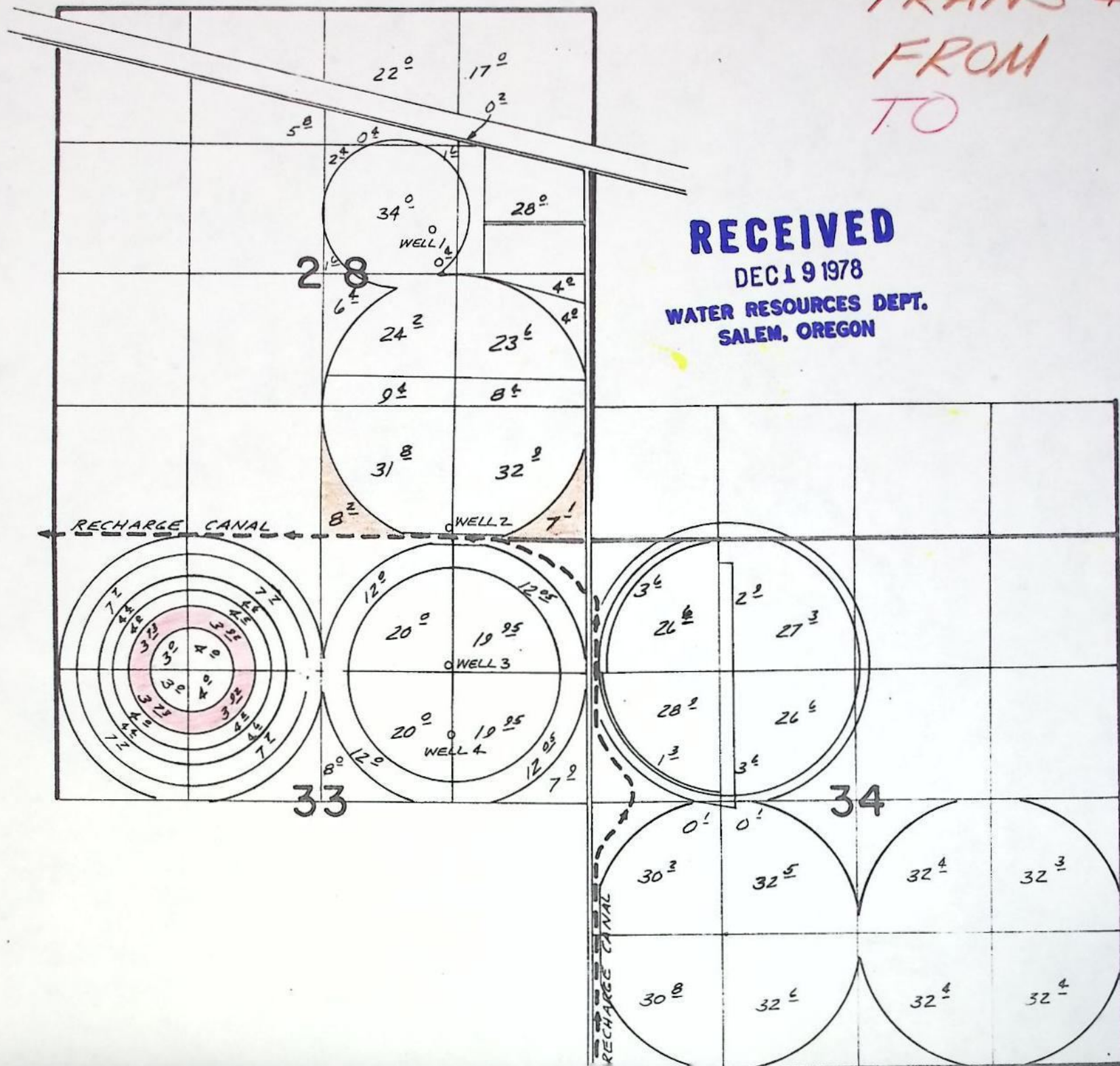
I. 4N. R. 21E. W.M.

TRANS 4089
FROM
TO

RECEIVED

DEC 19 1978

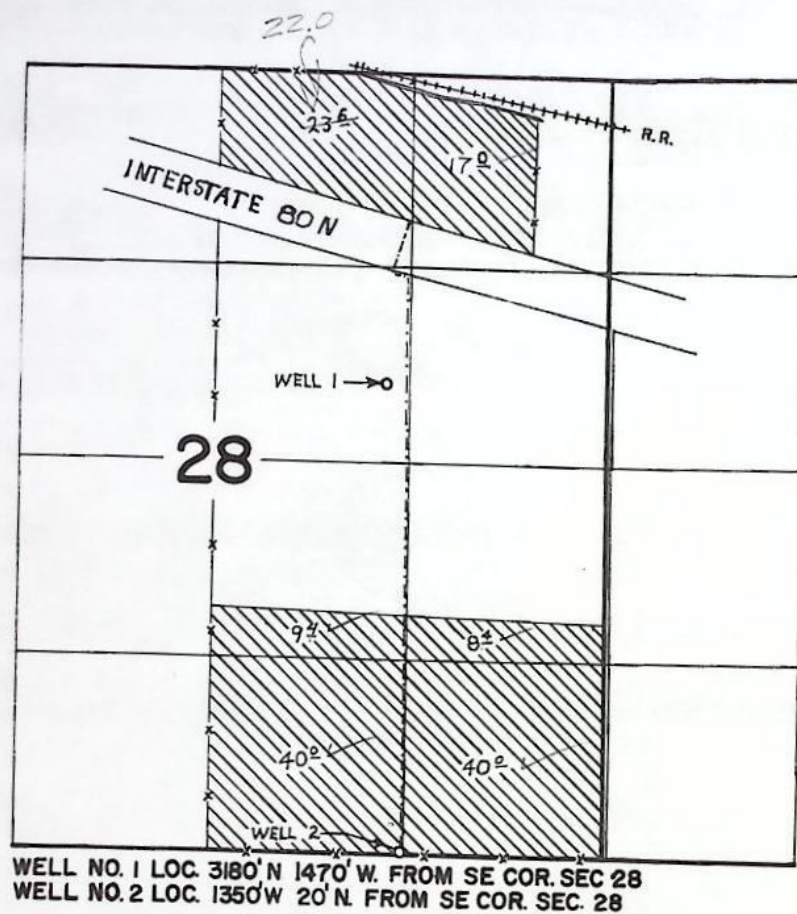
WATER RESOURCES DEPT.
SALEM, OREGON



filed by Arnold Broat
Cert 45787 issued June 9, 78 for 1.71 cfs
0.49 cfs from #1
1.22 cfs from #2

see Tr 4089

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



FINAL PROOF SURVEY
UNDER

Application No. G. 3408. Permit No. G. 3197.
IN NAME OF

12 H. INC.

Surveyed JUNE 30, 1971, by R. MUCKEN.

STATE OF OREGON
Water Resources Department
158 12th St. N.E.
Salem, OR 95310

MEMORANDUM

DATE : 10/11/95

TO: Don Knauer
FROM: Donn Miller
SUBJECT: Well Sources for T-3902, T-3903, T-3904, T-3905, T-4089, T-5543, Permit G-2822

The four wells cited in these water rights develop water from the same groundwater source - the coarse alluvial gravels. These wells have very similar heads and water level trends over time. Any basalt penetration is nominal and does not encounter a source of water there.

The well locations are:

- #1 T4N/R27E-28aca
- #2 T4N/R27E-28ddc
- #3 T4N/R27E-33aac
- #4 T4N/R27E-33adc

RECEIVED

OCT 27 1978

WATER RESOURCES DEPT.
SALEM, OREGON**RECEIVED**

DEC 19 1978

WATER RESOURCES DEPT.
SALEM, OREGON

TRANS B.

T-4089

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, .12 H, Inc.

(Name of applicant)

of Route 1, Box 1824

(Mailing address)

Hermiston

(City)

State of Oregon97838

(Zip Code)

567-8939

(Phone number)

do hereby make application for change

In place of use, and additional point of diversion

(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? Yes

(If not, give name)

2. Was your water right determined by Decree of Court? No If so, give title of proceedings

(Yes or No)

number of certificate

3. Was your water right acquired by Water Right Permit? Yes If so, give number

(Yes or No)

of permit G-3197Number of certificate 45787

App. G-3408

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Two wells5. What is the date of priority of your water right? May 16, 1966

500 ft.

N

1450 ft. W

E 1/4

6. The authorized point of diversion is located 40 ft. N and 1340 ft. W from the SE

Sec. 28

SW 1/4 NE 1/4

(N. or S.) 28

4N (E. or W.)

27E

corner of Sec. 28 being within the SW 1/4 SE 1/4 of Section 28 Tp. 4N R. 27E W. M.,

(No. N. or S.) (No. E. or W.)

in the county of Morrow The name of the ditch used is

NOTE: Answer question if the application is for change in point of diversion.

See Exhibit "A"

7. The proposed point of diversion is located _____ ft. _____ and _____ ft. _____ from the _____

(N. or S.)

(E. or W.)

corner of _____ being within the _____ 1/4 _____ 1/4 of Section _____ Tp. _____ R. _____ W. M.,

(No. N. or S.) (No. E. or W.)

in the county of _____ The name of the ditch to be used is _____

8. The use to which the water is applied is Irrigation (Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List 1/4-1/4 of Section	Number Acres To Be Irrigated	
4N	27E	28	SW 1/4 SE 1/4	8.2	31.8
			SE 1/4 SE 1/4	7.1	32.9
			NE 1/4 SE 1/4		8.4
			NW 1/4 SE 1/4		9.4
			NE 1/4 NE 1/4		17.0
			NW 1/4 NE 1/4		22.0

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? Yes (If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? No (Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? No (Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Federal Land Bank Mortgage		more than \$10,000

13. The use to which the water is to be applied is (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List 1/4-1/4 of Section	Number Acres To Be Irrigated
4N	27E			
		33	NE 1/4 NW 1/4	3.92
			NW 1/4 NW 1/4	3.73
			SW 1/4 NW 1/4	3.73
			SE 1/4 NW 1/4	3.92

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are To make water rights correspond with existing use and to allow for distribution. Applicant has converted from line irrigation to center pivot and tied system with buried mainline.

15. Construction work will be completed on or before Completed

16. The water will be completely applied to the proposed use on or before Completed

Remarks _____

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, 12 H, Inc. by Tyler S. Hansell, 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 24 day of October, 1978

12, H, Inc

Tyler S. Hansell (Vice-President)
(Name of applicant)

Subscribed and sworn to before me this 24 day of October, 1978

[Notarial Seal]

William J. Popely
NOTARY PUBLIC FOR OREGON

My commission expires JAN 7, 1980

COREY, BYLER, REW, LORENZEN & HOJEM

ATTORNEYS AT LAW

222 S. E. DORION AVE.

P. O. BOX 218

PENDLETON, OREGON 97801

ALEX M. BYLER
LAWRENCE B. REW
STEVEN H. COREY
HENRY C. LORENZEN
DOUGLAS E. HOJEM

GEORGE H. COREY
OF COUNSEL

TELEPHONE
AREA CODE 503
276-3331

August 12, 1986

RECEIVED

AUG 14 1986

WATER RESOURCES DEPT
SALEM, OREGON

Mr. Steve Applegate
Water Resources Department
3850 Portland Road, N.E.
Salem, OR 97310

Re: File No. G-2831, et al.

T-4089

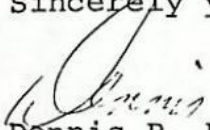
Dear Steve:

We are finally able to give you the specific quantities of water that can be diverted from each of Tyler Hansell's four wells. Listed below are the maximum capacities in gallons per minute, and the actual maximum sustained pumping rates.

<u>Well</u>	<u>Max PGM</u>	<u>Max Pump Rate</u>
#1	1800	100 HP
#2	3000	325 HP
#3	2500	200 HP
#4	1650	150HP

If you need anything additional, please do not hesitate to call me. Thanks for your patience and assistance with this matter.

Sincerely yours,


Dennis R. Hunt
Legal Assistant

DRH:per
cc: Tyler Hansell

EXHIBIT "A"

Paragraph 7:

This application intends to use 4 wells in place of the well or wells under the original certificate.

Well Number 1:

is located 510 feet North and 1540 feet West from the E $\frac{1}{4}$ corner of Section 28, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, Township 4 North, Range 27 East W.M.

Well Number 2:

is located 30 feet North and 1380 feet West from SE corner of Section 28 being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28, Township 4 North, Range 27 East W.M.

Well Number 3:

is located 1270 feet South and 1350 feet West from NE corner of Section 33, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 33, Township 4 North, Range 27 East W.M.

Well Number 4:

is located 1940 feet South and 1350 feet West from NE corner of Section 33, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, Township 4 North, Range 27 East W.M.

RECEIVED

OCT 27 1978

WATER RESOURCES DEPT.
SALEM, OREGON**RECEIVED**

DEC 19 1978

WATER RESOURCES DEPT.
SALEM, OREGON



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: Feb 15, 1979.FROM: ** William I. Porfily, Watermaster BillSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4089IN THE NAME OF 12 H, Inc.

RECEIVED
FEB 16 1979
WATER RESOURCES DEPT.
SALEM, OREGON

In my opinion the proposed changes in place of use & point of appropriation from 2 wells
MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY*~~ to an existing water right.

Headgate notices HAVE ~~HAVE NOT~~ been issued for diversion from the sources which
serves this right.

If for change in point of diversion, is there any intervening point of diversion
between the authorized and the proposed points of diversion? NO
(yes or no)

In my opinion, the order approving the subject transfer application should include
the following in regard to the appropriator installing suitable measuring devices
in the diversion works:

- X (1) PRIOR to the diverting of water at the new point of diversion . . .
_____ (2) When in the judgment of the watermaster it becomes necessary . . .

* The approval of this transfer application would result in injury to other water
rights because _____

Wayne please send me copies of the other ~~transfers~~
Transfers which were involved with this one.

** Bill Porfily
Watermaster's signature or initials



STATE OF OREGON

INTEROFFICE MEMO

Water Resources Dept.
Wells and Dams

378-8455
TELEPHONE

TO: Wayne Overcash

DATE: January 30, 1979

FROM: William S. Bartholomew

SUBJECT: Ground Water Transfers: 3902, 3903, 3904, 3905, 4089 (G-1222, G-139, U-365, G-4144)

(April 3, 1978)

Transfers in policy use and re-locating well will not adversely effect existing rights to ground water appropriation within the Ordinance or Butter Creek Critical Ground Water Areas. Recommend transfers be approved.

(January 29, 1979)

Recommend transfer 3903, 3904, 3905, and 4089 for 12H Inc. wells located in the Ordinance Critical Area. Wells all develop ground water from the shallow gravel aquifers now being recharged from surface water sources. Meter allotments for individual wells should be computed by the Watermaster so that annual amounts of water authorized is not exceeded.