

Name Roy E. Wilkinson

By _____

Address Route 2, Box 257
Milton-Free water, OR 97862

Change in add'l POD

Date filed June 18, 1979

Date of hearing August 22, 1979

Place of hearing Pendleton

Date of order 9-17-79 Vol. 32, page 389

Date for application of water 10-1-80

Proof mailed _____

Proof received _____

Certificate issued DEC 31 1985 Vol. 48, page 53663
RR 43793

4243

DESCRIPTION OF WATER RIGHT

Name of stream East Branch Mud Creek

Trib. of _____ County of Umatilla

Use _____

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 1870-16ac ; 1892-2.5ac

In name of A.C. Conrad

East Br. Mud Cr. Adjudication, Vol. 1, page 57

App. No. _____ Per. No. _____ Cert. No. (20) T-3399

Certificate cancelled C-43793

Notation made on record by _____

DVA Notification

FEES PAID

Date	Amount	Receipt No.
<u>6-18-79</u>	<u>85-</u>	<u>11967</u>
TOTAL . . .		
	Cert. Fee	

Valley Herald \$27.77 pd 8/10/79 CK # 3581

FEES REFUNDED

Date	Amount	Check No.
<u>8-10-79</u>	<u>22.23</u>	<u>3582</u>

EX 20-
POD 16-
POD 27 22
63 22

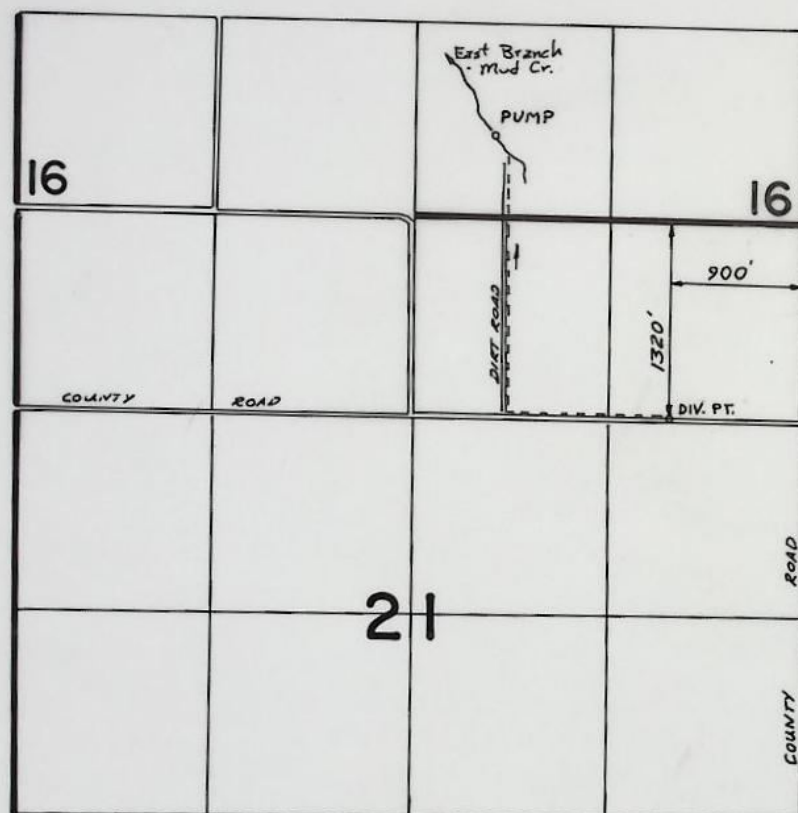
REMARKS

See T-3399

W.R.I.S.	
Assembled 3-6-85 by <u>SM</u>	
Entered _____	by _____
Verified _____	by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	Entered	Checked
	<input checked="" type="checkbox"/> Name	<u>leg</u>	_____
	<input checked="" type="checkbox"/> Stream	<u>leg</u>	_____
	<input checked="" type="checkbox"/> Pt. of Div.	<u>leg</u>	_____
	<input checked="" type="checkbox"/> Calendar	<u>leg</u>	_____
	CHECKED TO RECORDS:		
	<input checked="" type="checkbox"/> Twp. & Rge.	<u>SRH</u>	_____
	<input checked="" type="checkbox"/> Decree-vault	_____	_____
	<input checked="" type="checkbox"/> Decree-safe	_____	_____
	<input checked="" type="checkbox"/> Cert. of W/R	<u>leg</u>	_____
	Per. Folder	_____	_____
	Chainindex	_____	_____
	Cross Ref.	_____	_____
	Power Claim	_____	_____
	Abstracts	<u>leg</u>	_____

T. 6N., R. 35E., W.M.



FINAL PROOF SURVEY
UNDER

TRANSFER 4243

IN NAME OF

ROY E. WILKINSON

Surveyed 10-8-1980, by *W. Church*

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

A. C. CONRAD

of R.F.D. 1, Milton-Freewater
a right to the use of the waters of
East Branch of Mud Creek

, State of Oregon, 97862 , has

a tributary of Walla Walla River for the purpose of
irrigation of 1.5 acres (from March 1st to October 1st of each year)

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Umatilla County, and the said decree entered of record at Salem, in the Order Record of
the WATER RESOURCES DIRECTOR, in Volume 1 , at page 113 ; that the priority of the
right thereby confirmed dates from 1892

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 0.04 cubic foot of
water per second.

The point of diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, T. 6 N., R. 35 E., W. M.,
1400 feet North and 1000 feet West from the E $\frac{1}{4}$ Corner of Section 21.

A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

1.5 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 21
T. 6 N., R. 35 E., W. M.

This certificate describes that portion of the water right confirmed by the prior
certificate recorded at Page 20, Volume 1, State Record of Water Right Certificates,
NOT modified by the provisions of an order of the Water Resources Director
entered on September 7, 1976, approving transfer application No. 3399.

The issuance of this superseding certificate does not confirm the status of the
water right in reference to ORS 540.610.

And said right shall be subject to all other conditions and limitations contained in said decree.
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 WITNESS the signature of the Water Resources Director, affixed
Policy Review Board.

this date October 18 , 1976 .

.....James E. Sexson.....
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 35 , page 43793

STATE OF OREGON

COUNTY OF

UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

ROY E. WILKINSON

of Route 2, Box 257, Milton-Freewater, State of Oregon 97862, has
a right to the use of the waters of East Branch of Mud Creek

a tributary of Walla Walla River for the purpose of
irrigation of 18.5 acres (from March 1 to October 1 of each year)

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Umatilla County, and the said decree entered of record at Salem, in the Order Record of
the WATER RESOURCES DIRECTOR, in Volume 1, at page 113; that the priority of the
right thereby confirmed dates from 1892 for 2.5 acres, 1870 for 16.0 acres

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 0.31 cubic foot
per second, if available at the original point of diversion (Conrad Ditch).

The point of diversion is located in the NE 1/4 NE 1/4, Section 21, SW 1/4 SE 1/4,
Section 16, T6N, R35E, WM; Conrad Ditch - 1320 feet South and 900 feet West,
600 feet North and 2100 feet West, both from the NE Corner, Section 21.

A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

1870
12.0 acres SW 1/4 SE 1/4
Section 16
4.0 acres NW 1/4 NE 1/4
Section 21
Township 6 North, Range 35 East, WM

1892
2.5 acres NW 1/4 NE 1/4
Section 21
Township 6 North, Range 35 East, WM

This certificate is issued to confirm an additional point of diversion
approved by an order of the Water Resources Director entered September 17,
1979, and together with certificate of water right recorded at page 43793,
Volume 35, State Record of Water Right Certificates, supersedes Certificate 20.

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.

And said right shall be subject to all other conditions and limitations contained in said decree.

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 December 31, 1985.

...../s/ William H. Young.....
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 48, page 53663

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)
OF ROY E. WILKINSON FOR APPROVAL)
OF AN ADDITIONAL POINT OF DIVER-)
SION OF WATER)

ORDER APPROVING
TRANSFER NO. 4243

On June 18, 1979, an application was filed in the office of the Water Resources Director by Roy E. Wilkinson for approval of an additional point of diversion, pursuant to the provisions of ORS 540.510 to 540.530.

As modified in accord with the provisions of the order of the Water Resources Director entered September 7, 1976, approving water right transfer No. 3399, a portion of the right previously described by certificate recorded at page 20, Volume 1, State Record of Water Right Certificates, now exists for use of not to exceed 0.25 cubic foot per second from East Branch Mud Creek for irrigation of 12.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16 and 4.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 6 North, Range 35 East, W.M., with a date of priority of 1870; and 0.06 cubic foot per second from East Branch Mud Creek for irrigation of 2.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 6 North, Range 35 East, W.M., with a date of priority of 1892, from a point of diversion located 600 feet North and 2100 feet West from the Southeast Corner of Section 16, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Township 6 North, Range 35 East, W.M.

The applicant proposes to establish an additional point of diversion for the lands above described at a point located 1400 feet North and 1000 feet West from the East Quarter Corner of Section 21, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 6 North, Range 35 East, W.M. (Conrad Ditch).

Notice of the application, pursuant to ORS 540.520(2), was published in the Valley Herald, a newspaper printed and having general circulation in Umatilla County, Oregon, for a period of three weeks in the issues of June 28, July 5 and 12, 1979.

Mr. Steven Applegate, Watermaster, has filed a statement to the effect that the proposed additional point of diversion may be established without injury to existing rights.

No objections having been filed and it appearing that the proposed additional point of diversion may be established without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested additional point of diversion, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available at the original point of diversion under the subject right, located 1400 feet North and 1000 feet West from the East Quarter Corner of Section 21, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 6 North, Range 35 East, W.M. (Conrad Ditch), and shall not exceed 0.25 cubic foot per second with a priority date of 1870 and 0.06 cubic foot per second with a priority date of 1892.

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

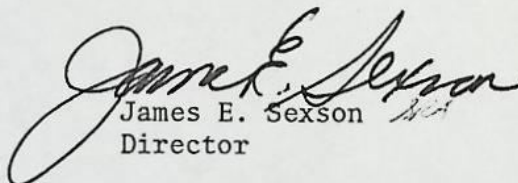
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1980.

It is FURTHER ORDERED that 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 17th day of September, 1979.


James E. Sexson
Director

RECEIVED

JUN 18 1979

WATER RESOURCES DEPT.
SALEM, OREGON

Exam 3/20
P.O.D. 15
Public 850
#85

T-4243

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, ROY E. WILKINSON

(Name of applicant)

of Route 2, Box 257

(Mailing address)

Milton Freewater

(City)

State of Oregon

97862

(Zip Code)

(Phone number)

do hereby make application for ~~change~~

An 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? No, A. C. Conrad & T-3399

(If not, give name)

2. Was your water right determined by Decree of Court? If so, give title of proceedings

(Yes or No)

 number of certificate

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

(Yes or No)

of permit Number of certificate

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 East Branch Mud Creek

5. What is the date of priority of your water right? 1870 - 16 Acres 1892 - 2.5 Acres

Final Proof →

600 ft N

2100 ft W

from the SE

6. The authorized point of diversion is located 680 ft. N and 430 ft. E from the S 1/4

(N. or S.)

(E. or W.)

corner of Sec. 16 being within the SW 1/4 SE 1/4 of Section 16 Tp. 6N R. 35E W. M.,

(No. N. or S.)

(No. E. or W.)

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

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

additional

7. The proposed point of diversion is located 1400 ft. N and 1000 ft. W from the E 1/4

(N. or S.)

(E. or W.)

corner of Sec. 21 being within the NE 1/4 NE 1/4 of Section 21 Tp. 6N R. 35E W. M.,

(No. N. or S.)

(No. E. or W.)

in the county of Umatilla The name of the ditch to be used is Conrad

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 $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
6N	35E	16	SW $\frac{1}{4}$ SE $\frac{1}{4}$	12.0
		21	NW $\frac{1}{4}$ NE $\frac{1}{4}$	6.5

(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.?
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

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 $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are

Late in the summer when water becomes short, with the additional point of diversion

I will be able to rotate my water with the neighbor who irrigates from the Conrad

Ditch much more easily.

15. Construction work will be completed on or before ...July 1, 1979.....

16. The water will be completely applied to the proposed use on or before ...October 1, 1979.....

Remarks This is to make the original point of diversion legal to use again,
and reverse my old efforts under T-3399.

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, Roy E. Wilkerson, 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 12th day of June, 1979

Roy E. Wilkerson
(Name of applicant)

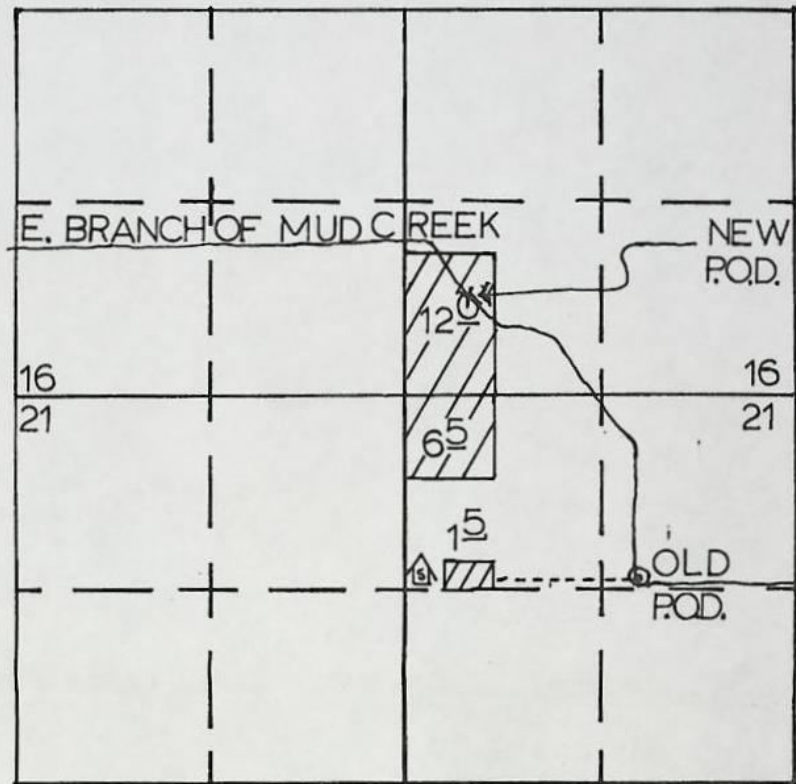
Subscribed and sworn to before me this 12th day of June, 1979

[Notarial Seal]


William L. Porfily
NOTARY PUBLIC FOR OREGON


My commission expires JAN 7, 1980

T.6N R.35E.W.M.



SCALE 4"=1 MILE

 IRRIGATED LAND

 FRUITVALE SCHOOL

RECEIVED

APR 21 1976

WATER RESOURCES DEPT.
SALEM, OREGON

T-3399

SEP 23 1985

WATER RESOURCES DEPT
SALEM, OREGON

POD
POU
USE

Add'l POD

County Umatilla

1. Name Roy E. Wilkinson

2. Source of Supply East Branch Mud Creek, Trib of _____

4. Amount of Water 0.25 cfs Priority Date 1892

5. Proposed Point of Diversion ~~1400' N~~^{1320's} + ~~1000' W~~⁹⁰⁰ from NE 1/4 Corner
of Sec 21, w/in NE 1/4 NE 1/4, Sec 21, T6N, R35E, W.M.
(Conrad Ditch)

6. Completion Date 10-1-80

7. Place of Use:

[illegible]

RECEIVED

JUN 18 1979

WATER RESOURCES DEPT.
SALEM, OREGON

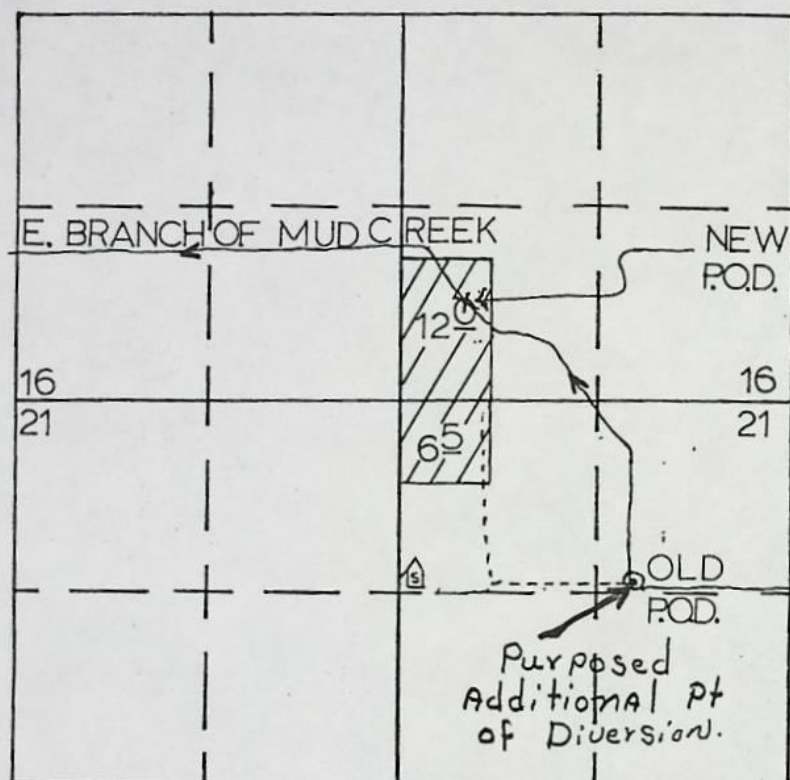
T-4243

T.6N R.35E.W.M.

RECEIVED

SEP 28 1985

WATER RESOURCES DEPT.
SALEM, OREGON



SCALE 4"=1 MILE

under
T-3399

N.

RECEIVED

MAY - 6 1976

WATER RESOURCES DEPT.
SALEM, OREGON



IRRIGATED LAND



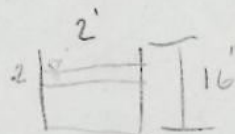
FRUITVALE SCHOOL

RECEIVED

APR 21 1976

WATER RESOURCES DEPT.
SALEM, OREGON

FRUIT TREES
CRIME 43 PERMIT
T-3399



JUL 01 1985

NOTICE OF INTEREST IN WATER RIGHT

RECEIVED

JUL 2 1985

**WATER RESOURCES DEPT
SALEM, OREGON**To: Director of Water Resources
555 13th Street, N.E.
Salem, Oregon 97310

This is to notify you of an interest in the following described water right:

Loan Number L90275Borrower's Name WILKINSON, Roy

Mailing Address _____

Property being served by the water:

Township <u>6 N</u>	Township _____	Township _____
Range <u>35 E</u>	Range _____	Range _____
Section <u>16 & 21</u>	Section _____	Section _____
Tract _____	Tract _____	Tract _____

T 4243
Survey
18.5 Ac
Prim

Water Right Numbers:

Permit Number(s)

Certificate Number(s)

Irrigation District

<i>Mudcr Dec vol 1 p 57</i>	45192	U 224	55612	T 3399	50633
	4207 & 33955	U 207	43095		37854
<i>3199 22</i>	42348	20837	8C 85	43793	Survey
	East Branch Mud Creek				
<i>10 Ac Prim</i>	<i>7 Ac Supp</i>	<i>27.6 Ac Supp</i>	<i>20 Ac Supp</i>	<i>1.5 Ac Prim</i>	<i>28.8 Supp.</i>

The State of Oregon, by and through the Director of Veterans' Affairs, has a security interest in the above described property and hereby requests that no action be taken to diminish the water right without notifying the Department of Veterans' Affairs, 700 Summer Street, N.E., Salem, Oregon, 97310.

Attention: Butch Gehley, Appraisal CoordinatorDM
8-15-85

Attachments:

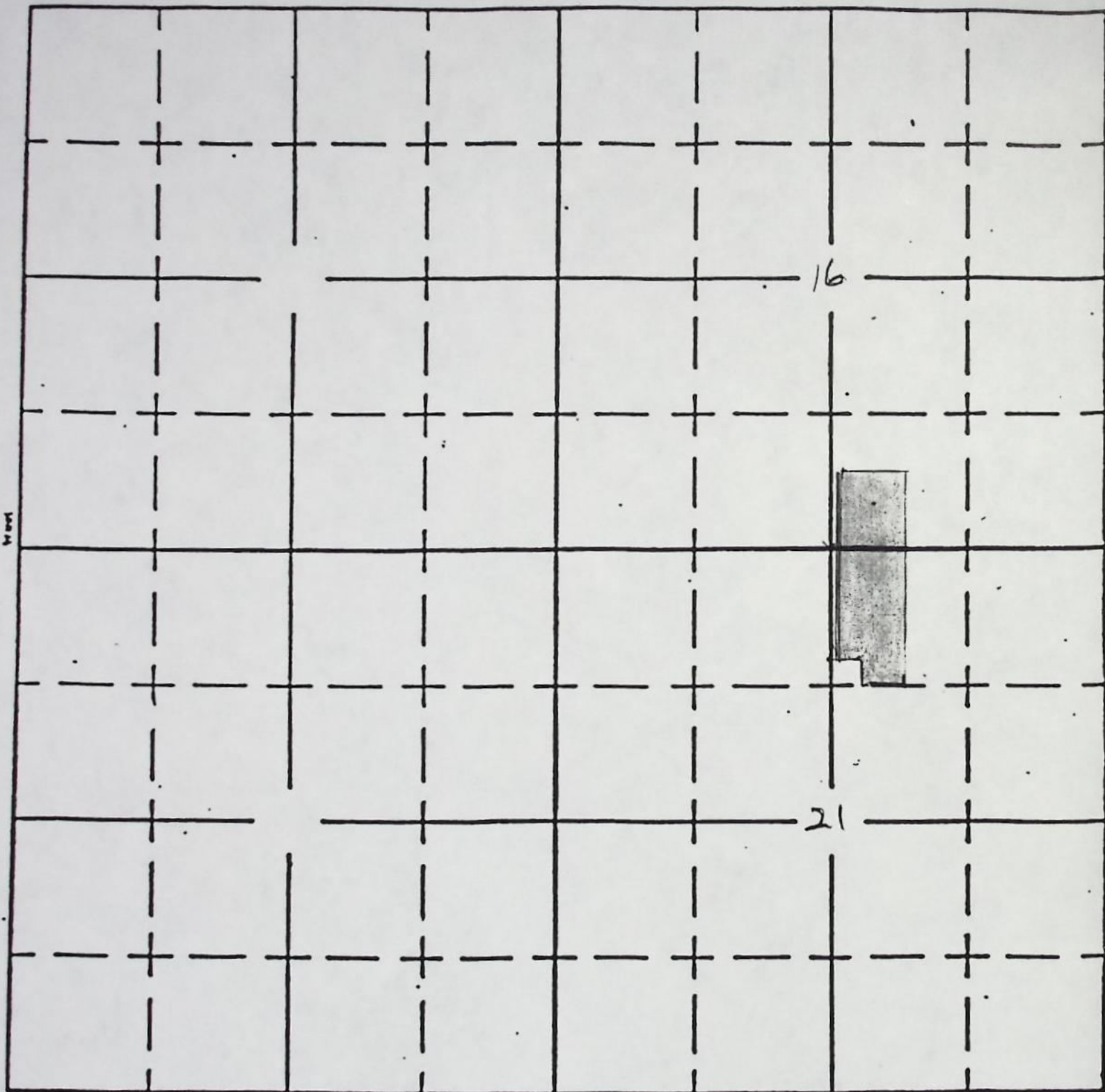
- ☒ Legal Descriptions
☒ Plat Map
☐ Please return copy to ODVA

SECTION

16, 21

TOWNSHIP 6N, RANGE 35E, W. M.

North



South

APPLICATION No.

PERMIT No.



STATE OF OREGON

INTEROFFICE MEMO

TO: *Vern*

DATE: *7-25-85*

FROM: *Steve A.*

SUBJECT: *Wilkinson T 4243 & A# 50633 (Bates)*

T4243 was request for addit'l POD (back to original POD ^{for} ^{boxed} ^{ditch} secured right - cont #20). T3399 moved orig POD to pumping pt. The pump is on the E. Branch Mud Creek (?). Do they irr. ^{directly} out of the Ditch? Your report says they dump back into creek & then pump.

Permit 37854 - source Un. Drainageway, but you show div. on E. Br. Mud Cr. - they need to take control of drainage water prior to entering creek, if permit is valid. Also needs assign to Wilkinson, if you talk to him, point that out.



EB MUD CR TRIB WWR

W T-0582-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

PAGE 1
 RUN ON: 3/20/81 AT: 9:08

WATER RIGHT NO. T000042432 PERMIT NO. 001057 CERTIF. NO.
 ORIG. NO. C000000201 PREV. NO. T000033991 SUPER. NO.

NAME: ROY E. WILKINSON

ADDRESS: RT 2, BOX 257

CITY/STATE/ZIP/COUNTY: MILTON - FREEWATER, OR 97862

STREAM-ID 07 2700

RIV. MI.

WM. DIST. 05 W.R. TYPE C STATUS

30

CANCEL YEAR----

CONSTR. COMPLT--> 10 18 1979

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1892

PUT TO USE-----> 10 18 1979

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION--> 06 18 1979

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE-----> 15.00

PERMIT ISSUE--> 09 17 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 09 17 1979

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

POINT-OF-DIVERSION DATA:
 TWNSP RNGE SECT QTR/QTR STREAM-ID

RIV. MI.

RATE

STATUS S OR P

060N 350E 16 D C 07 2700

0.060

V P

060N 350E 21 A A 07 2700

1

1

1

** REMARKS; - - - - ->

** DATED-->

** ADDS 1) 600' N & 2100' W FM SE

** COR S 16; 2) 1400' N & 1000' W FM

** E 1/4 COR S 21 (CONRAD DITCH).

** ADDS POP TO T-3399.

PLACE-OF-USE DATA:

TWNSP RNGE SECT QTR/QTR CNTY USE % CHSMTV ACRES

STATUS S OR P

060N 350E 21 A B 30 1R 100 2.50

V

P

VER. I.S.

APPROVED 3-6-85 J. SM

EXAMINED _____

VERIFIED _____

E. B. MUD CR TRIB WWR

W T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

PAGE 1
 RUN ON: 3/20/81 AT: 9:08

WATER RIGHT NO. 1000092431 PERMIT NO. 001057 CERTIF. NO.
 ORIG. NO. 000000201 PREV. NO. 100003399 SUPER. NO.

NAME: ROY E. WILKINSON

ADDRESS: RT 2, BOX 257

CITY/STATE/ZIP/COUNTY: MILTON-FREEWATER, OR 97862

STREAM-ID 07 2700 —

RIV. MI.

WM. DIST. 05 W.R. TYPE SC STATUS ✓

30

CANCEL YEAR----

CONSTR. COMPLT--> 10 18 1979

YR. LAST USED-----> —

NEXT ACTION DUE--> —

PRIORITY-----> 12 31 1870

PUT TO USE-----> 10 18 1979

LAST TRANS. DATE--> —

LAST TRANS. TYPE--> —

APPLICATION--> 06 18 1979

SURVEYED-----> —

EXAM. FEE-----> 20.00

RECORDING FEE-----> 15.00

PERMIT ISSUE--> 09 17 1979

CONCURRENCE-----> —

CYCLE STATUS-----> —

REPORTED FLAG-----> —

CONSTR. STRT.--> 09 17 1979

CERTIFIED-----> —

CORRES. INIT.-----> —

CORRES. DATE-----> —

POINT-OF-DIVERSION DATA:
 TWP/SP RNGE SECT QTR/QTR STREAM-ID

RIV. MI.

RATE

STATUS S OR P

** REMARKS; ----->
 ** DATED-->

060N 350E 16 D C 07 2700 —

0.250

✓

P

** 000? 1) 600' N. & 2100' W. FM SE

060N 350E 21 A A 07 2700 —

1

1

1

** COR S 16 2) 1400' N. & 1000' W

** FM E 1/4 COR S 21 (CONRAD DITCH).

** ADDS 000 TO T-3399

PLACE-OF-USE DATA:
 TWP/SP RNGE SECT QTR/QTR CNTY USE % CHSMTV ACRES STATUS S OR P

060N 350E 16 D C 30 1R 100 12.00

✓

P

21 A B 4.00

1

1

** -----

** -----

** -----

VER. I. S.

APPROVED 3-6-85 WILSON

EXAMINED _____

VERIFIED _____

RECEIVED

OCT 13 1979

WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

add'l point of diversion from East Br. Mud Cr.
PURSUANT TO TRANSFER APPLICATION NO. #243

I, Ray E. Subin, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by 6/1/79, 1979.

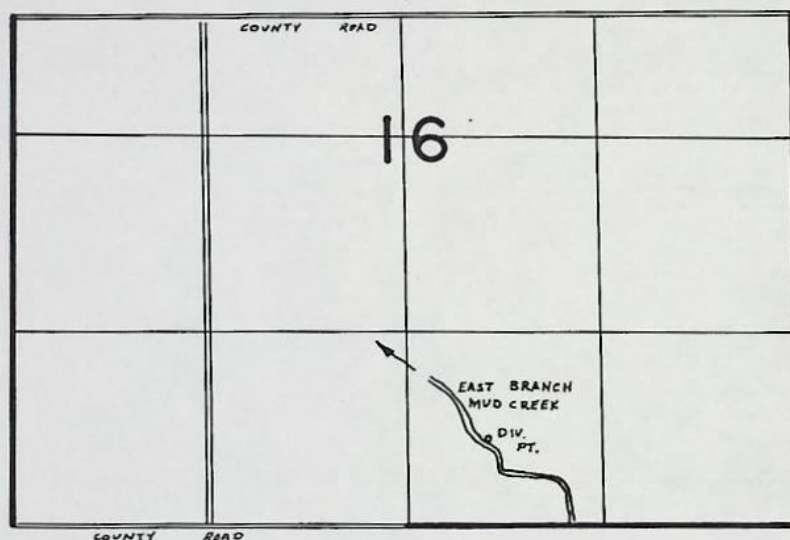
oct 5, 1979
Date

Ray E. Subin
Signature

OK
GJ
(Mail to the Water Resources Department, Salem, Oregon 97310.)

T. 6N. R. 35E. W.M.

WASHINGTON



DIV. PT. LOC. 600'N & 2100'W FROM SE COR SEC 16

FINAL PROOF SURVEY
UNDER

TRANSFER '3399

Application No. Permit No.
IN NAME OF

.....**ROY E. WILKINSON**.....

Surveyed 4-10 1978, by R. BARWIN.....

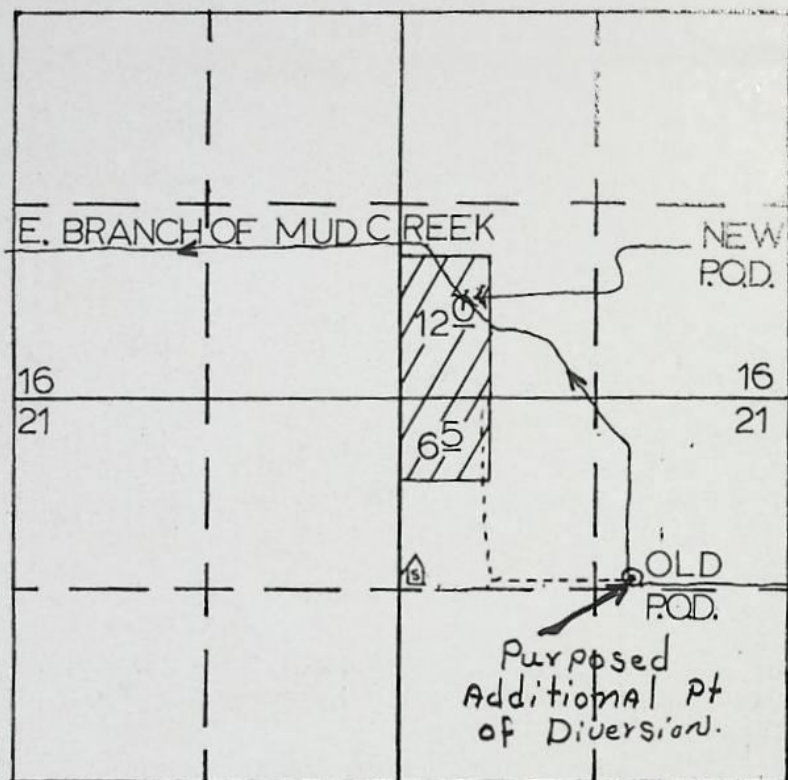
RECEIVED

JUN 18 1979

WATER RESOURCES DEPT.
SALEM, OREGON

T-4243

T.6N R.35E.W.M.



under
T-3399

SCALE 4"=1 MILE

N.

RECEIVED

MAY - 6 1976

WATER RESOURCES DEPT.
SALEM, OREGON



IRRIGATED LAND



FRUITVALE SCHOOL

RECEIVED

APR 23 1976

WATER RESOURCES DEPT.
SALEM, OREGON



STATE OF OREGON

INTEROFFICE MEMO

RECEIVED

TO: TRANSFERS, WATER RIGHTS DIVISION SEP 4 1979 DATE: August 30, 1979FROM: ** William L. Porfily, Watermaster
WATER RESOURCES DEPT
SALEM, OREGONSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4243IN THE NAME OF Roy E. Wilkinson

In my opinion the proposed change in add'l point of diversion from E. Br. Mud Creek
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? YES
(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:

- ☒ (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 _____

** Stan C. Leggett
Watermaster's signature or initials

NOTICE OF WATER RIGHT TRANSFER APPLICATION NO. 4243

The Water Resources Director of Oregon has received and filed an application by Roy E. Wilkinson for approval, without loss of priority, of an additional point of diversion of water under a certain water right.

As modified in accord with the provisions of the order of the Water Resources Director entered September 7, 1976, approving water right transfer No. 3399, a portion of the right previously described by certificate recorded at page 20, Volume 1, State Record of Water Right Certificates, now exists for use of not to exceed 0.25 cubic foot per second from East Branch Mud Creek for irrigation of 12.0 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 16; and 4.0 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 21, T 6N, R 35E, WM, with a date of priority of 1870; and 0.06 c.f.s. from E. Br. Mud Cr. for irrigation of 2.5 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 21, T 6N, R 35E, WM, with a date of priority of 1892, from a point of diversion located 600 ft N & 2100 ft W from the SE Corner of Sec 16, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 16, T 6N, R 35E, WM.

The applicant proposes to establish an additional point of diversion for the lands above described at a point located 1400 ft N & 1000 ft W from the E $\frac{1}{4}$ Corner of Sec 21, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec 21, T 6N, R 35E, WM (Conrad Ditch).

Pursuant to ORS 540.520(2), a hearing is scheduled for 9:30 a.m. on Wednesday, August 22, 1979, at the Umatilla County Courthouse, Pendleton, Oregon. Any objection to the proposed change must be prepared in writing: one copy to be served on the applicant at Rt 2, Box 257, Milton-Freewater, OR 97862; and one copy filed in the office of the Water Resources Director, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Rules for filing objections will be furnished upon request.

IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING.

Dated at Salem, Oregon this 21st day of June, 1979.

James E. Sexson, Director

RECEIVED

AUG 1 - 1979

WATER RESOURCES DEPT
SALEM, OREGON

Form 4. Proof of Publication. ORS 111.215(3).

(Title of Court and Cause)

No. _____

PROOF OF PUBLICATION OF
NOTICE

State of Oregon)
County of Umatilla) ss.

I, Dianne Zimmerman, being first duly sworn,

on oath say that I am the Principal Clerk
of The Valley Herald, a newspaper of general circulation, as defined
by ORS 193.010 and 193.020, printed and published at Milton-Free-
water, Oregon, and that the notice, a copy of which is annexed, was
published in the entire issue of said newspaper in the following _____
issues.

June 28 July 5 July 12

Subscribed and sworn to before me this 12 day of

July, 1979.

Di Helton
Notary public for Oregon

My commission expires: July 5, 1981

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TRANSFER APPLICATION NO. 4243**

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James E. Sexson, Director

26-28-C