

4192 White

Name Walter White

4192

DESCRIPTION OF WATER RIGHT

By _____

Address Route 2, Box 308Milton - Freewater, OR 97162Change in PODDate filed April 9, 1979

Date of hearing _____

Place of hearing _____

Date of order 4-30-79 Vol. 32, page 61Date for application of water 10-1-80

Proof mailed _____

Proof received _____

Certificate issued AUG 15 1986 Vol. 50, page 54772AUG 15 1986 50 54773AUG 15 1986 50 54774Name of stream Dugger CreekTrib. of _____ County of Umatilla

Use _____

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 1890, 1895, 1910In name of Mrs Overman, Mrs K.F. Hughes; W.E. GordonDugger Creek Adjudication, Vol. 3, page 122 & 124
1691; 1702;App. No. 11245 Per. No. 7717 Cert. No. 7635

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>4-9-79</u>	<u>35-</u>	<u>10129</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

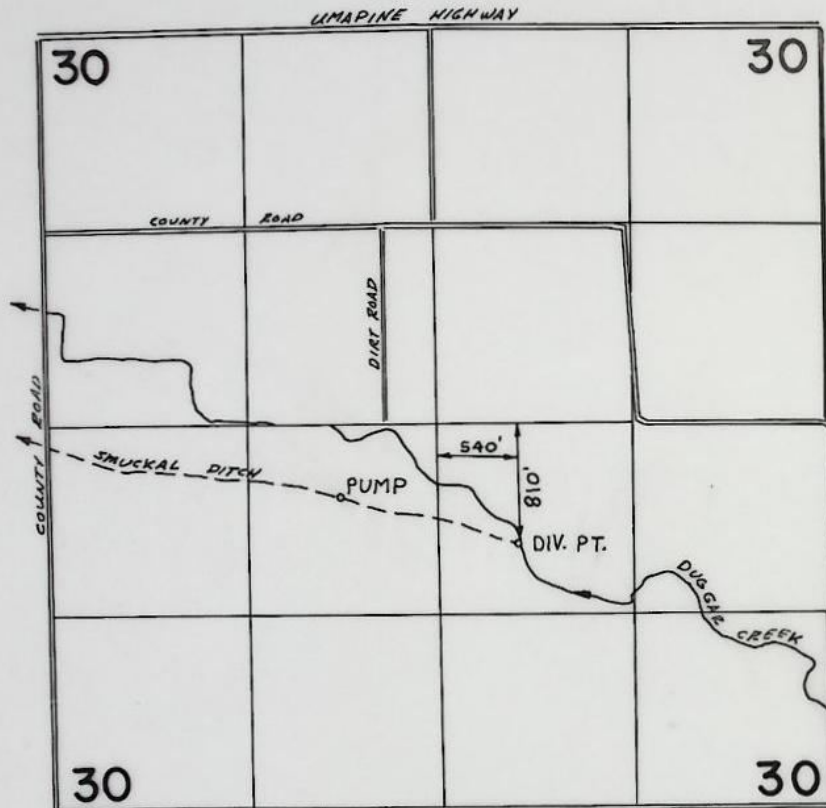
REMARKS

Surveyed 10/8/80CARD FOR C NOV 4 1980RE: A POD of T-3891

W.R.I.S.	
Assessed <u>7-30-83</u> by <u>---</u>	
Entered _____ by _____	
Verified _____ by _____	

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

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



FINAL PROOF SURVEY
UNDER

TRANSFER 3891 & 4192
Application No. Permit No.
IN NAME OF

WALTER WHITE

Surveyed 10-8-1980 by *H. Church*

SPOR. VOL. 30 T-3891
P. 692



OLD P.O.D. SERVING THIS LAND, CERT. # 1702; 220' S. & 770' E. FROM THE CENTER OF SECTION 30 T.6N.R.35E.W.M.



OLD P.O.D. SERVING THIS LAND CERT. # 1691; 970' S. & 590' E. FROM THE CENTER OF SECTION 30 T.6N.R.35E.W.M.



OLD P.O.D. SERVING THIS LAND CERT. # 7635; 300' N. & 700' E. FROM THE S.E. CORNER OF SECTION 30 T.6N.R.35E.W.M.



T-3891

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

RECEIVED

MAR 20 1978

WATER RESOURCES DEPT.
SALEM, OREGON

THIS MAP PREPARED BY:

Michael J. Ladd

FROM INFORMATION FURNISHED BY
THE APPLICANT.

RECEIVED

APR 09 1979

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

MAR 20 1978

COUNTY ROAD NO. 145

DUGGER CREEK

35

GALLAHER DITCH

HUDSON
BAY
DITCH

20

5

34

30

1240'

Pump station

Purpose New
P.O.D.

NEW P.O.D.

OLD
P.O.D.

COUNTY ROAD NO. 352

29

HUDSON BAY LATERAL

DUGGER CREEK

KIRK DITCH #4

COUNTY ROAD NO. 387

SCALE 1" = 800'

T-442

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)
OF WALTER WHITE FOR APPROVAL OF A)
CHANGE IN POINT OF DIVERSION OF)
WATER FROM DUGGER CREEK)

ORDER APPROVING
TRANSFER NO. 4192

On April 9, 1979, an application was filed in the office of the Water Resources Director by Walter White for approval of a change in point of diversion from Dugger Creek, pursuant to the provisions of ORS 540.510 to 540.530, for certain rights as follows:

Irrigation of a certain 3.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, Township 6 North, Range 35 East, W.M., with a date of priority of 1890, as described by the certificate issued to Mrs. M. A. Overman and recorded at page 1702, Volume 3, State Record of Water Right Certificates;

Irrigation of a certain 20.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, Township 6 North, Range 35 East, W.M., with dates of priority of 1895 for 4.0 acres and 1910 for 16.0 acres, as described by the certificate issued to W. E. Gordon and recorded at page 1691, Volume 2, State Record of Water Right Certificates;

1715 13 5092
Irrigation of a certain 5.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 34.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, Township 6 North, Range 35 East, W.M., with a date of priority of December 28, 1926, as described by the certificate issued to Mrs. K. F. Hughes and recorded at page 7635, Volume 7, State Record of Water Right Certificates.

As modified in accord with the provisions of the order of the Water Resources Director, entered May 31, 1978, approving transfer No. 3891, the authorized point of diversion for said rights is now located 1280 feet South and 1240 feet East from the Center Corner of Section 30, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, Township 6 North, Range 35 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 970 feet South and 590 feet East from the Center Corner of Section 30, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, Township 6 North, Range 35 East, W.M.

Mr. William I. Porfily, Watermaster, has filed a statement to the effect that the proposed change in point of diversion 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

✓ 31, 261

should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in 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 shall not exceed the quantity of water available at the original three points of diversion under the subject rights, located (Gallaher Ditch) 220 feet South and 770 feet West from the Center Corner of Section 30, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, under a date of priority of 1890 for 3.5 acres; (Milton-Freewater & Hudson Bay's Ditch) 970 feet South and 590 feet East from the Center Corner of Section 30, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, under a date of priority of 1895 for 4.0 acres and 1910 for 16.0 acres; and (Kirk Ditch No. 4) 300 feet North and 700 feet East from the Southeast Corner of Section 30, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29, under a date of priority of December 28, 1926 for 39.0 acres, all in Township 6 North, Range 35 East, W.M.

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;

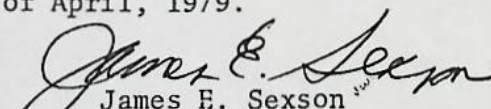
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

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.

The order of the Water Resources Director entered May 31, 1978, approving transfer No. 3891 provided for cancellation of the certificates of water right recorded at page 1691, Volume 2; page 1702, Volume 3; and page 7635, Volume 7, State Record of Water Right Certificates; and issuance of new certificates upon receipt of proof of completion of the works authorized therein; therefore,

It is FURTHER ORDERED that NO new certificates be issued as provided by the order entered May 31, 1978 approving transfer No. 3891; 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, confirming certificates of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 30th day of April, 1979.


James E. Sexson
Director

```

:   POD
    POU
    USE
Add'1 POD

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County Umatilla

1. Name Walter White
Address R 2, Box 308, Milton-Freewater, OR 97862

3. Use in

5. Proposed Point of Diversion 970' S + 590' E from Center, S 30,
w/in NW SE, S 30, T 6N, R 35E, WM

6. Completion Date 10-1-80

7. Place of Use:

[illegible]



OLD P.O.D. SERVING THIS LAND, CERT. # 1702; 220' S. & 770' E. FROM THE CENTER OF SECTION 30 T.6N.R.35E.W.M.



OLD P.O.D. SERVING THIS LAND CERT. # 1691; 970' S. & 590' E. FROM THE CENTER OF SECTION 30 T.6N.R.35E.W.M.



OLD P.O.D. SERVING THIS LAND CERT. # 7635; 300' N. & 700' E. FROM THE S.E. CORNER OF SECTION 30 T.6N.R.35E.W.M.



T-3891

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

THIS MAP PREPARED BY:

Michael J. Ladd

FROM INFORMATION FURNISHED BY
THE APPLICANT.

RECEIVED

APR 09 1979

WATER RESOURCES DEPT.
SALEM, OREGON

COUNTY ROAD NO. 145

29

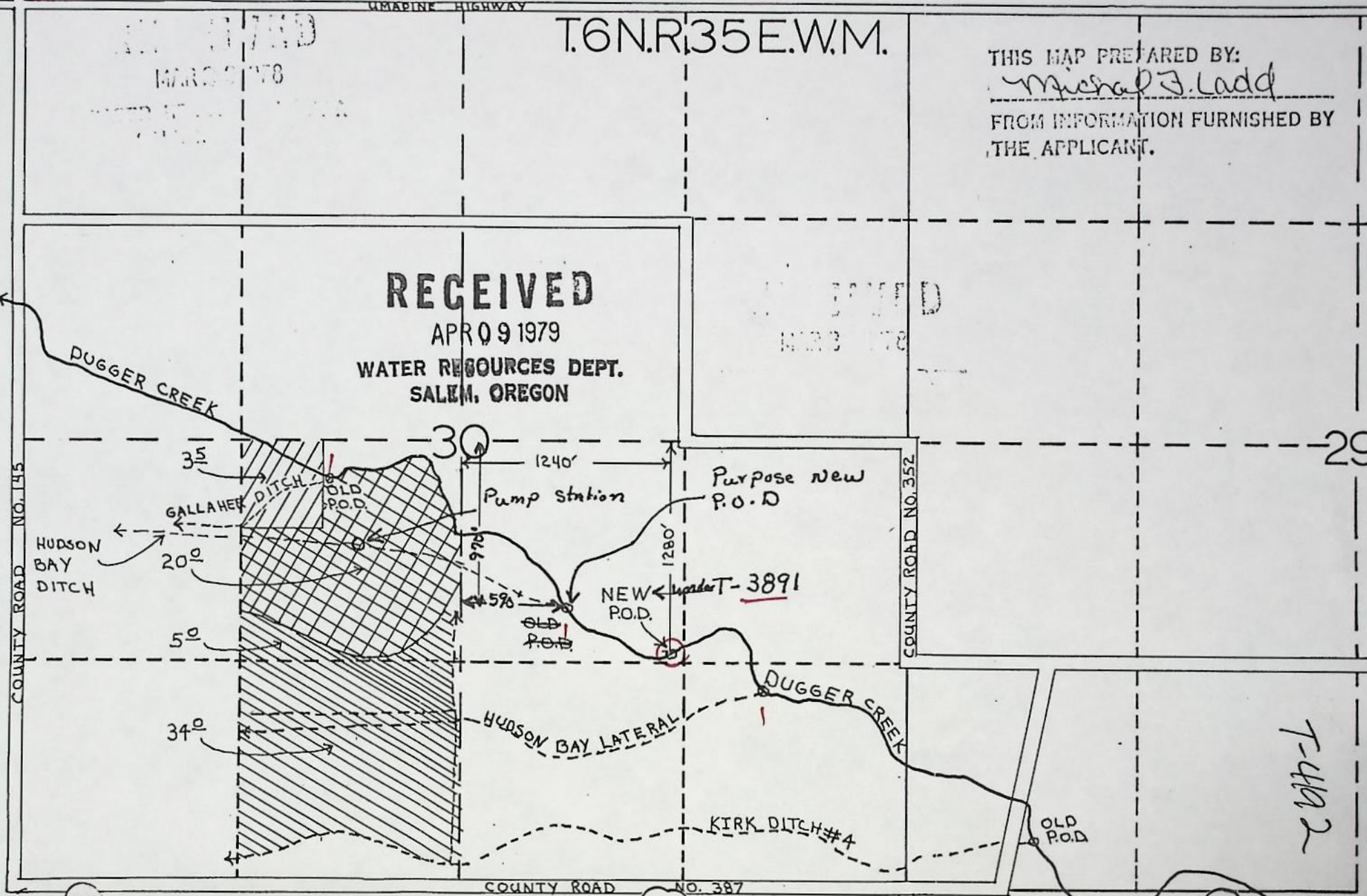
COUNTY ROAD NO. 352

T-4112

COUNTY ROAD NO. 387

SCALE 1"=800'

SPOR. VOL. 30 T-3891
P. 692



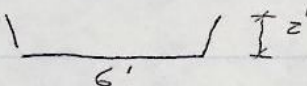
T 4192 \$3891

INFO: EVETTE WHITE, MR WHITE CLAIMS IRRIGATION FROM ABOUT
70 ACRES

DIVERSION

POINT: A 4½' CONCRETE WEIR W/ 3' CUT WEIR BOARDS
SEPARATES WATER FROM DUGGAR CREEK INTO SMUCKAL
DITCH FOR SOUTH BRANCH.

DITCH: NATURAL CHANNEL - APPROX.

DIMENSIONS: 

TIE: NB-SMM-71

MOTOR & PUMP CENTURY 20HP @ 3500 RPM

BERKELEY 450 gpm 5" x 3"

PIPE: 1320' 3" HANDLINE

2640' 5' MAIN BURIED PVC

3300' 4' WHEEL LINE

HEAD: 96 RB 30' 5/32" x 0" 76 MAX

CROP: PASTURE, HAY

LIFTS +5 to +10

OCT 8, 1980



FIELD ENGINEER

DUGGER CR

WRJT-0982-01

*** 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. 1000041921 PERMIT NO. 003124 CERTIF. NO.
 ORIG. NO. C000017021 PREV. NO. 1000038911 SUPER. NO.

NAME: WALTER WHITE

ADDRESS: R12, Box 308

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

STREAM-ID 072700 0140 0050 040

RIV.MI.

WM.DIST. 05 W.R. TYPE SC STATUS V

CANCEL YEAR--->

CONSTR.COMPLT---> 10 01 1980

YR.LAST USED----->

NEXT ACTION DUE--->

PRIORITY-----> 12 31 1890

PUT TO USE-----> 10 01 1980

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION---> 04 09 1979

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE-----> 15.00

PERMIT ISSUE---> 04 30 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> 04 30 1979

CERTIFIED----->

CORRES.INIT.----->

CORRES.DATE----->

POINT-OF-DIVERSION DATA;
 TWP/SP RGE SECT QTR/QTR STREAM-ID

RIV.MI.

RATE

STATUS S OR P

060N 350E 30 D B 072700 0140 0050 040

0.050

V P

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

** POD: 970'S & 590'E FM CENTER S 30.

** CHANGES POD T-3891; ORIGINAL

** C-1702. SEE ALSO 1000041922, 3, 4.

** ORIGINAL POD: GALLAHUE DITCH,

** 220'S & 770'W FM CENTER S 30.

** - - - - -

** - - - - -

PLACE-OF-USE DATA:

TWP/SP RGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS S OR P

060N 350E 30 C A 30 1R 100 3.50

V P

W.R.I.S.

Assembled 4-30-85 by SMO

Entered _____ by _____

Verified _____ by _____

DUGGER CR

WRT-0982-01

*** 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. 1000041922 PERMIT NO. 003122 CERTIF. NO.NAME: WALTER WHITEORIG. NO. 1000112451 PREV. NO. 1000038911 SUPER. NO.ADDRESS: KTZ, Box 308C000016911CITY/STATE/ZIP/COUNTY: MILTON-FREEWATER, OR 97862STREAM-ID 072700 0190 0050 040

RIV.MI.

WM.DIST. 05 W.R.TYPE SC STATUS V

CANCEL YEAR---->

CONSTR.COMPLT--> 10 01 1980YR.LAST USED-----> NEXT ACTION DUE--> PRIORITY-----> 12 71 1895PUT TO USE-----> 10 01 1980LAST TRANS.DATE--> LAST TRANS.TYPE--> APPLICATION--> 04 09 1979

SURVEYED----->

EXAM.FEE-----> 20.00RECORDING FEE----> 15.00PERMIT ISSUE--> 04 30 1979

CONCURRENCE----->

CYCLE STATUS-----> REPORTED FLAG----> CONSTR.STRT.--> 04 30 1979

CERTIFIED----->

CORRES.INIT.-----> CORRES.DATE----->
 POINT-OF-DIVERSION DATA;
 TWNSP RNGE SECT QTR/QTR STREAM-ID

RIV.MI. RATE

STATUS S OR P

60N 350E 30 D B 072700 0190 0050 0400.050V P
 ** REMARKS;----->
 ** DATED-->
** POD: 970' S & 590' E FM CENTER S 30.** CHANGES POD T-3891; ORIGINAL** C-1702. SEE ALSO 100004192 7, 3, 4.** ORIGINAL POD SAME AS ABOVE.

PLACE-OF-USE DATA:

TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS S OR P

60N 350E 30 C A 30 1R 100 4.003.50V P
 **----->
 **----->
 **----->

W.R.I.S.

Assembled 4-30-85 by SDAEntered by Verified by

DUGGER CR

WRT-0982-01

*** 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. 1000041923 PERMIT NO. 003122 CERTIF. NO.

 ORIG. NO. 1000112451 PREV. NO. 1000038911 SUPER. NO.
1000016911NAME: WALTER WHITEADDRESS: KTZ, Box 308CITY/STATE/ZIP/COUNTY: MILTON-FREEWATER, OR 97862STREAM-ID 072700 0190 0050 040

RIV. MI.

WM. DIST. 05 W.R. TYPE SC STATUS ✓

CANCEL YEAR---->

CONSTR. COMPLT--> 10 01 1980

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1910PUT TO USE-----> 10 01 1980

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION--> 04 09 1979

SURVEYED----->

EXAM. FEE-----> 20.00RECORDING FEE-----> 15.00PERMIT ISSUE--> 04 30 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 04 30 1979

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

 POINT-OF-DIVERSION DATA;
 TWP/SP RGE SECT QTR/QTR STREAM-ID

RIV. MI. RATE

STATUS S OR P

60N 350E 30 D B 072700 0190 0050 0400.200V P
 ** REMARKS;----->
 ** DATED-->

 ** POD 970' S & 590' E FM CENTER S 30.

 ** CHANGES POD T-3891; ORIGINAL

 ** C-1702 SEE ALSO 100004192 27, 4
16911, 2, 4

PLACE-OF-USE DATA:

TWP/SP RGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS S OR P

60N 350E 30 C A 30 1R 100 16.003.50V P
 ** ORIGINAL POD SAME AS ABOVE.

**-----

**-----

W.R.I.S.

Assembled 4-30-85 by SPD

Entered _____ by _____

Verified _____ by _____

DUGGER CR

WRT-0982-01

*** 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. ~~1000041924~~ ⁰⁰⁷⁷¹⁷ PERMIT NO. ~~007122~~ CERTIF. NO.
 ORIG. NO. ~~1000112451~~ PREV. NO. ~~1000038911~~ SUPER. NO.

NAME: WALTER WHITE

ADDRESS: FT, Box 308

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

STREAM-ID 072700 0190 0050 040

RIV.MI.

WM.DIST. 05 W.R. TYPE SC STATUS V

CANCEL YEAR--->

CONSTR.COMPLT--> 10 01 1980

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> ~~12 31 1890~~ ^{12 28 1926}

PUT TO USE-----> 10 01 1980

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION---> 04 09 1979

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE-----> 15.00

PERMIT ISSUE--> 04 30 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> 04 30 1979

CERTIFIED----->

CORRES.INIT.----->

CORRES.DATE----->

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

RIV.MI.

RATE

STATUS S OR P

060N 350E 30 D B 072700 0190 0050 040

0.490

V

S

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

** POD: 970'S & 590'E FM CENTER S 30.

** CHANGES POD T-3891; ORIGINAL

** C-1702. SEE ALSO 100004192 ~~1732~~

17635

1,2,3

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

060N 350E 30 C A 30 1R 100 5.00

STATUS S OR P

V S

C D

34.00

V S

** ORIGINAL POD: KICK DITCH, 300' N

** 700'E FM SE COR S 30.

**----->

W.R.I.S.

Assembled 4-30-85 by SMO

Entered _____ by _____

Verified _____ by _____

\$35.00

T-4192

Application for Transfer of Water Right

RECEIVED

APR 09 1979

WATER RESOURCES DEPT.
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, WALTER WHITE

(Name of applicant)

of Route 2, Box 308

(Mailing address)

Milton Freewater

(City)

State of Oregon

97862

(Zip Code)

938-6132

(Phone number)

, do hereby make application for change

in 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, Mrs. Overman

(If not, give name)

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

(Yes or No)

Dugger Creek Decree, Umatilla County Circuit Court number of certificate 1702

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 Dugger Creek

5. What is the date of priority of your water right? 1890

6. The authorized point of diversion is located 1280 ft. S and 1240 ft. E from the Center

(N. or S.)

(E. or W.)

corner of Sec. 30 being within the NW 1/4 SE 1/4 of Section 30 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.

7. The proposed point of diversion is located 970 ft. S and 590 ft. E from the Center

(N. or S.)

(E. or W.)

corner of Sec. 30 being within the NW 1/4 SE 1/4 of Section 30 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 Milton Freewater & Hudson Bay Ditch

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	30	NE $\frac{1}{4}$ SW $\frac{1}{4}$	3.5 acres

(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)

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, _____
(Name of applicant)

of _____, _____
(Mailing address) (City)

State of _____, _____, do hereby make application for change
(Zip Code) (Phone number)

in 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, W. E. Gordon
(If not, give name)

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

Dugger Creek Decree, Umatilla County Circuit Court number of certificate 1691

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 Dugger Creek

5. What is the date of priority of your water right? 1895 & 1910

6. The authorized point of diversion is located 1280 ft. S and 1240 ft. E from the Center
(N. or S.) (E. or W.)
corner of Sec. 30 being within the NW 1/4 SE 1/4 of Section 30 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.

7. The proposed point of diversion is located 970 ft. S and 590 ft. E from the Center
(N. or S.) (E. or W.)
corner of Sec. 30 being within the NW 1/4 SE 1/4 of Section 30 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 Milton Freewater & Hudson Bay Ditch

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	30	NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.0

(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.?
(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:

[illegible]

(If more space required, attach separate sheet!)

Application for Transfer of Water Right

RECEIVED

To the WATER RESOURCES DIRECTOR OF OREGON:

APR 09 1979

WATER RESOURCES DEPT.
SALEM, OREGON

I, _____
(Name of applicant)

of _____
(Mailing address) (City)

State of _____, _____, do hereby make application for change
(Zip Code) (Phone number)

in 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, Mrs. K. F. Hughes
(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 7717 Number of certificate 7635

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 Dugger Creek

5. What is the date of priority of your water right? Dec. 28, 1926

6. The authorized point of diversion is located 1280 ft. S and 1240 ft. E from the Center
(N. or S.) (E. or W.)
corner of Sec. 30 being within the NW 1/4 SE 1/4 of Section 30 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.

7. The proposed point of diversion is located 970 ft. S and 590 ft. E from the Center
(N. or S.) (E. or W.)
corner of Sec. 30 being within the NW 1/4 SE 1/4 of Section 30 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 Milton Freewater & Hudson Bay Ditch

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
6N	35E	30	NE 1/4 SW 1/4	5.0
6N	35E	30	SE 1/4 SW 1/4	34.0

(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.?
(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 1/4-1/4 of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are To prevent the loss which occurs in long wasteful ditches, also to locate my pumping station near the center of my system.

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

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

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, Walter White, 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 6 day of April, 1979.

Walter White
(Name of applicant)

Subscribed and sworn to before me this 6 day of April, 1979.

[Notarial Seal]

William J. Parfely
NOTARY PUBLIC FOR OREGON

My commission expires Jan 7, 1980



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: April 16, 1979.

FROM: ** William I. Porfily, Watermaster

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4192

IN THE NAME OF Walter White

RECEIVED

APR 18 1979

WATER RESOURCES DEPT.
SALEM, OREGON

In my opinion the proposed change point of diversion from Dugger 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? 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:

- XX (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 _____

** William I. Porfily
Watermaster's signature or initials