4356

Name Herbert H. Hendricks
Ву
Address Rt3 Box 19
Milton-Freewater
Oregen 97862
Change in POU
Date filed 1-2-80
Date of hearing
Place of hearing
Date of order 3-25-80 Vol. 33 , page 90
Date for application of water 10-1-81
Proof mailed
Proof received

DESCRIPTION OF WATER RIGHT

N	Name of stream Little Walla Walla River
	rib. of County of Umatilla
	Ise Irrigation domestic, stock
6	Quantity of waterNo. of acres 130 -
I	Name of ditch Hudson Bay
I	Date of priority Feb 16, 1903
I	n name of Milton Freewater & Hudson Bay I.C.
n	alla Walla Adjudication, Vol. 12 , page 4210
1	App. No. Per. No. Cert. No. /308-3
C	Certificate cancelled
I	Notation made on record by

FEES PAID

Date 1-2-80	Amount O	Receipt No.
1-14-80	35.00	15672
TOTAL		
	Cert. Fee	

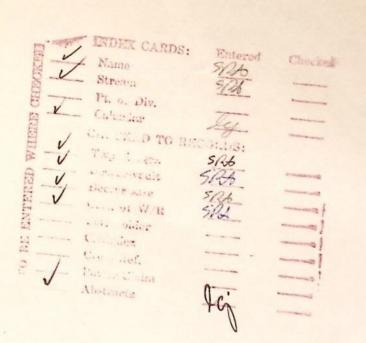
FEES REFUNDED

Date	Amount	Check No.

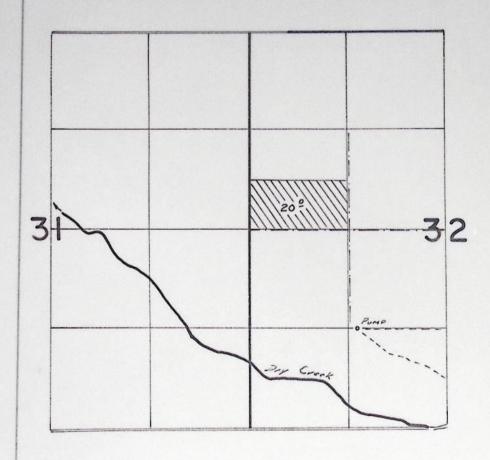
to survey 6/80

REMARKS

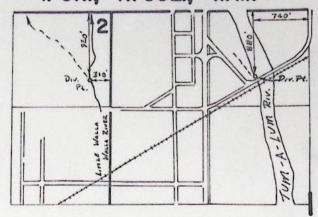
14-131 provides for concellation of Cort No 13083 upon proof
SEE T-5938 For transfer of the belong of 200 of in NIN SE.



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



T. 5N., R. 35E., W. M.



FINAL PROOF SURVEY

TRANSFER 4356

IN NAME OF

HERBERT H. HENDRICKS

Surveyed June. 22.... 19.83., by V.E.Chuseh......

NE-5MM-71 12/29/83

SPECIAL ORDER V. 33 P. 90

FINAL PROOF ON APPLICATION NO. T-4356 PERMIT NO.
INFOS NAME: HERBERT H. HENDRICKS
ADDRESS PT. 3 By 19 MICTON - FREEWATER
TALKED TO: ROA & Scott Headricks
SOURCES: LITTLE WALLA WALLA RIVER HUDSON BAY DITCH
Sitch vans though with water in it. the stock drinks the water.
SYSTEM:
DIV. PT. HUDSON BAY DOWN
METER: N/A
PUMP: MAKE: Jacuzzi Cornell TIME: CDD CDD
SUCTION SIZE: # 6
DISCHARGE SIZE: S
MODEL No.:
MOTOZ: MAKE: Century Marethan
Type:
HP: 30 60
RPM: 3520 3535
SPRINKLER SYSTEM:
MAINLINE NO. FEET: 1320 1320
SIZE & 8 TYPE PUC PUC
Britain Comment Commen
CATERALS No. FEET: 2640
TYPE: HANDUNE
SPRINKLERS NO. HEADS: 66
MAKE RB
Noive Size 5/32 XO
MAXIMUM 66
IN OPERATION MEAN PRESSURE:
LIET: SUCTION MAXIMUM NO. OF HEADS:
DISCHARGE: + 25
USE: Fruit trees
TIE: SURVEYED ON: NZ-SMM-7)
SURVEY COR. DES.

Show he But SWANINER

DATE: 6-22-83

USE Add'1 POD

Transfer NO. 4356	County Umatilla
Old Certificate NO. 13083	
1. Name Herbert H. Hendricks Address Rt. 3, Box 19, Milton-Freewiter	
Address Rt 3, Box 19, Milton-Freewiter	06 91862
2. Source of Supply Little While I shella River	, Trib of
3. Use stock & irrigation 70°	
3. Use stock & inigation 70° 4. Amount of Water 1/2 miner's inches Priority Da	te 7eb. 16, 1903
5. Proposed Point of Diversion	\
5. Completion Date 10-1-81	

7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made	
6N	35E	3 2	SW NW	20°	
					CKI

RECEIVED

JAN 21980 WATER RESOURCES DEPT SALEM, OREGON

7-4356

Hodre By Outh Wite Continue 13083

Oppor Creek Or Low head -County Monifold 760 Hudson Boy Ditch 800 101 20 MM NW Diversion Stru Me11 The Will rost 100/5/4 800 780 078

Herbert H. Hendricks 2+3 Box 19

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION OF)
HERBERT H. HENDRICKS FOR APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING TRANSFER NO. 4356

On January 2, 1980, an application was filed in the office of the Water Resources Director by Herbert H. Hendricks for approval of a change in place of use of water from Little Walla Walla River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 13083, Volume 12, State Record of Water Right Certificates, in the name of Milton-Freewater & Hudson Bay Irrigation Company, describes a right which includes the use of not to exceed one and one-half miner's inches per acre from Little Walla Walla River for stock use and for irrigation of a certain 20.0 acres in NW4 SE4 of Section 32, Township 6 North, Range 35 East, W.M., with a date of priority of February 16, 1903.

Water for the said right is diverted, through the Hudson Bay Ditch, from a point located 920 feet South and 310 feet West from the Northeast Corner of Section 2, being within the NE4 NE4 of Section 2, Township 5 North, Range 35 East, W.M.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom and, without loss of priority, to irrigate in lieu thereof a certain 20.0 acres in the SW4 NW4 of said Section 32.

Mr. Steven P. Applegate, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1981.

The order of the Water Resources Director entered August 17, 1962, approving transfer No. H-131, provided for cancellation of the certificate recorded at page 13083, Volume 12, State Record of Water Right Certificates, and issuance of a new certificate covering the balance of the right NOT involved in the transfer proceedings; therefore,

It is FURTHER ORDERED that the portion of the right involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered August 17, 1962 approving transfer No. H-131; 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 25th day of March, 1980.

James E. Sexson sex

Director

RECEIVED

MAY 2 7 1980

WATER RESOURCES DEPT SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

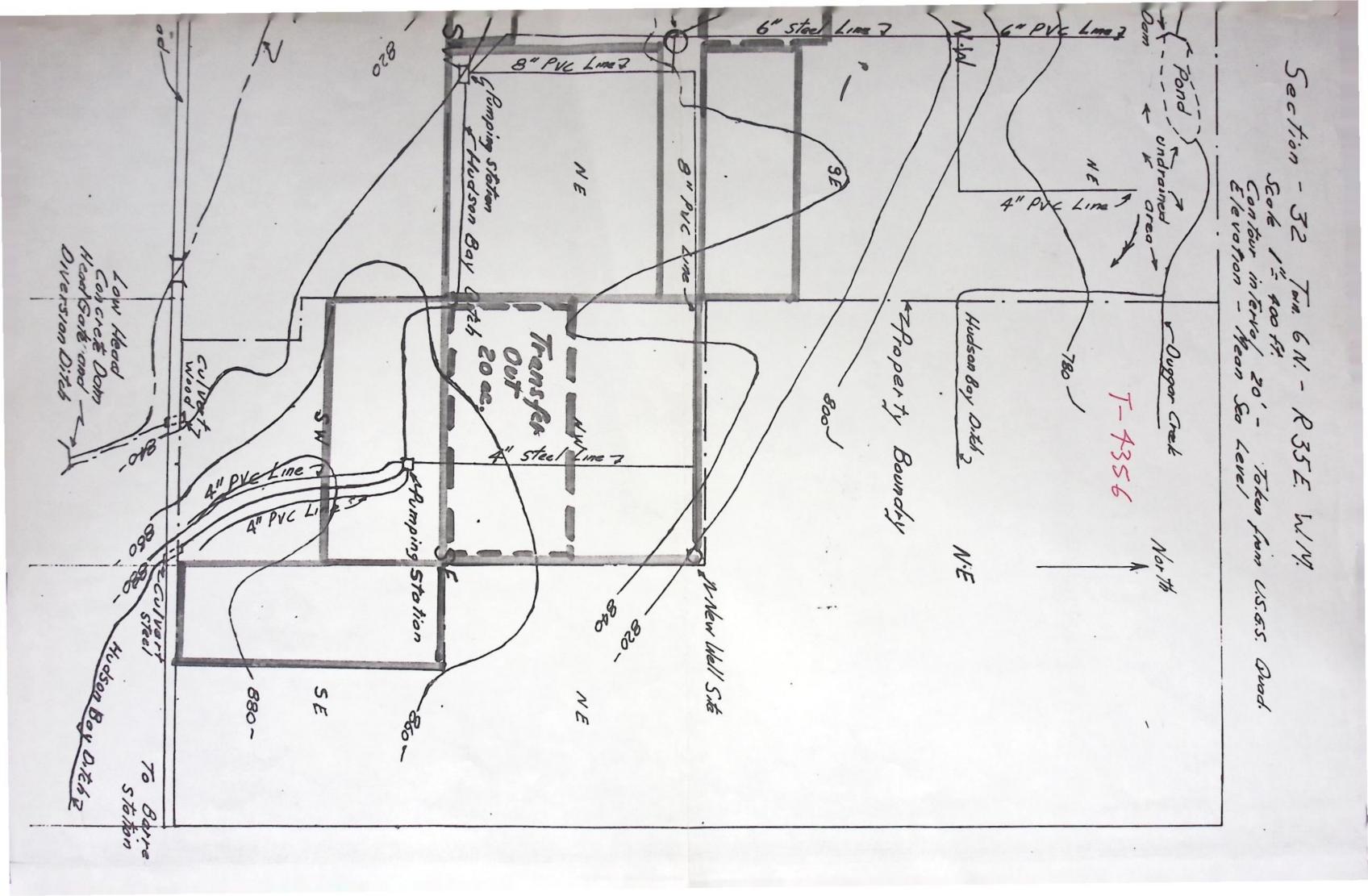
place of use of water from Little Walla Walla River

PURSUANT TO TRANSFER APPLICATION NO. 4356

I, Hevbert H. Hevelvicks, 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 May 1980.

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





T-4356

Application for Transfer of Water Right RECEIVED

JAN 21980

To the WATER RESOURCES DIRECTOR OF OREGON:

WATER RESOURCES DEPT SALEM, OREGON

I, Herbert H.	Hendricks (Name of applicant)
of Route 3, Box 19	, Milton-Freewater , (City)
State of Oregon 97862 (Zip Code)	938-7307 do hereby make application for change
(In point of diversion; place of	use; use heretofore made of the water)
Is the water right recorded in your name? .	Milton Freewater & Hudson Bay Irrigation Compa
2. Was your water right determined by Decr	ee of Court? Yes or No) If so, give title of proceedings
Walla Walla Decree, Volume 12, Page 9	number of certificate 13083
3. Was your water right acquired by Water I	Right Permit? No. If so, give number
of permit Number of certificat	e
	ectly involved in the requested change, only that part should be considered in answering the balance of the
4. The source of water isLittle, Walla	Walla River
5. What is the date of priority of your water	right? February 16, 1903
6. The authorized point of diversion is located	920 ft. S and 310 ft. W from the N.E.
orner of Section 2 being within the NE 1/4 N	E. 1/4 of Section 2 Tp 5. N R 35. E. W. M.,
	the ditch used isHudson Bay
NOTE: Answer question if the applic	ation is for change in point of diversion. N/A
7. The proposed point of diversion is located	ft and ft from the
corner of being within the¼	
	f the ditch to be used is

8. The use to which the water is applied is ___irrigation, domestic and stock (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 14-14 of Section	Number Acres To Be Irrigated
6 N	35 E	32	NW 1/4 SE 1/4	40.0
			SE 1/4 NW 1/4	15.0
			NE 1/4 SW 1/4	32.8
			NW 1/4 SW 1/4	10.1
			SE 1/4 SE 1/4	15.0 ε
			SW 1/4 SE 1/4	17.8

(If more space required, attach separate sheet)

130.7

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

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	
Mortgage	held	Ьу	State	of	Oregon,	Department	of	Veterans	Affairs	\$110,000.00	

13. The use to which the water is to be applied is <u>irrigation</u> and supplemental irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

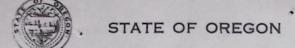
Location of area to be irrigated, or place of use if other than irrigation:

Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
35 E	32	NE 1/4 SW 1/4	32.8
		NW 1/4 SW 1/4	10.1
		SW 1/4 NW 1/4	20.0
		SE 1/4 SE 1/4	15.0 ~
		NW 1/4 SE 1/4	20.0
		SW 1/4 SE 1/4	17.8 √
	Willamette Meridian	Willamette Meridian Section	Section Section List 1/4-1/4 of Section

SE 1/4 NW 1/4

<u>15.0</u> 130.7

14. Reasons for the proposed changes are More economically feasible and convenient and practical to apply water to the new proposed land.	
15. Construction work will be completed on or before October 1, 1980	
16. The water will be completely applied to the proposed use on or before July 1, 1980	4
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.	S.C.
AFFIDAVIT OF APPLICANT	
I, the applicant herein, bein first duly sworn, depose and say that I have read the above and foregoing application for transfer of wateright; that I know the contents thereof and that the statements therein made are true and correct to the best	g r t
of my knowledge and belief.	4.
In Witness Whereof, I have hereunto set my hand this 30 day of 12 chulu , 1976	
Subscribed and sworn to before me this 28 day of Declule, 1979	
[Notarial Seal] Saxis M. Loffman NOTARY PUBLIC FOR OREGON	
My commission expires $4-24-51$	



INTEROFFICE MEMO

TRANSFERS, WATER RIGHTS DIVISION	DATE:	January	<u>9</u> , 19 <u>80</u> .
OM: ** Steven P. Applegate, Watermaster		REC	EIVED
JECT: WATER RIGHT TRANSFER APPLICATION NO IN THE NAME OF Hendricks, Herbert H.	4356	WATER RE	N 1 4 1980 SOURCES DEPT M, OREGON
In my opinion the proposed change in place	The state of the s		
Headgate notices HAVE HAVE NOT been issues serves this right.	ed for div	ersion from the	sources which
If for change in point of diversion, is the between the authorized and the proposed poi			of diversion es or no)
In my opinion, the order approving the subj			
the following in regard to the appropriator in the diversion works:	installin	g suitable meas	suring devices
(1) PRIOR to the diverting of water	at the new	point of diver	rsion
(2) When in the judgment of the water	rmaster it	becomes necess	sary
* The approval of this transfer application rights because			to other water

Watermaster's signature or initials

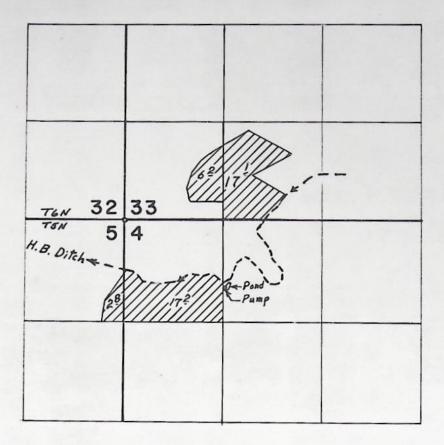
wes in Thron treewiter

REPORT ON INSPECTION UNDER TRANSFER OF WATER RIGHT

Tra	nsfer No H-	131			Con	unty Umatilla
1.	Name _ C. H	. Harris		Address _	Pendleton,	Oregon
2.	Source of S	upply Tu	malum & Lit	tle Walla Walla ,	Trib. of	mbia River
				Prior		
	Usei					·
1/13/21 1000	Location of	Point of	Diversion .		1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	17 7 7
1/21/2	(SCHOOL STATE OF STAT					
6.	Township	Range	Section	Forty Acre Tract	No. Acres in Transfer	No. Acres Found Irrigated
	6 N.	35 E.	33	SW½ SW½	10	0.7
				SEŁ SWŁ	13.3	17.3
	5 N.	35 E.	4	NW & NW &	20	18.5
			ت	NESTES		4,0
-						
-						Market Service and the Control of th
-						
L						

7. If for power, mining, municipal, manufacturing or any other purpose than irrigation, give method and extent of such use:

T.586N. R.35E. W.M.



FINAL PROOF SURVEY

Application NoIN I	Transfer H-131 Permit No.
C. H.	HARRIS
Surveyed May 13,	1971, by Greg Baca

BEFORE THE STATE ENGINEER OF OREGON

The Roman Septiment instruction furnished and the product

Umatilla County

IN THE MATTER OF THE APPLICATION) OF C. H. HARRIS FOR THE APPROVAL) OF A CHANGE IN PLACE OF USE OF WATER FROM LITTLE WALLA WALLA AND) TUMALUM RIVERS

we obtage on the

ORDER Trans, "H - 131"

t here of he read the proper

On July 18, 1962, C. H. Harris of Pendleton, Oregon, filed an application in the office of the State Engineer for the approval of a change in place of use of water from Little Walla Walla and Tumalum Rivers, pursuant to the provisions of ORS 540.510 to 540.530.

By decree of the Circuit Court for Umatilla County, Oregon, entered May 16, 1932, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Walla Walla River and its Tributaries, a water right was established in the name of Milton-Freewater Hudson Bay Irrigation Company for the irrigation of, among other lands, 40 acres in the SEt SEt, Section 32 and 18.3 acres in the SW SW SW , Section 33, all in Township 6 North, Range 35 East, W. M., with a date of priority of February 16, 1903.

The applicant herein, owner of 43.3 acres of the lands above described, to-wit: 25 acres in the SE' SE', Section 32, and 18.3 acres in the SW& SW&, Section 33, lying north and west of the OWRR& N Company railroad, proposes to transfer the water right therefrom, without loss of priority, to 20 acres in the NW NW NW , Section 4, Township 5 North, Range 35 East, W. M., and 10 acres in the SW1 SW2 and 13.3 acres in the SE1 SW1, Section 33, Township 6 North, Range 35 East, W. M., lying south and east of the O.W.R.R.& N. Company Railroad.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water only.

The Hudson Bay District Improvement Company approved the proposed change in place of use of water on July 30, 1962.

No objections having been filed and it appearing that the proposed change in place of use of water from Little Walla Walla and Tumalum Rivers may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water be and the same is approved and that the water right hereinbefore described as appurtenant to 25 acres in the SE½ SE½, Section 32 and 18.3 acres in the SW½ SW½, Section 33, Township 6 North, Range 35 East, W. M., lying north and west of the O.W.R.R. & N. Company railroad, be severed therefrom and simultaneously and without loss of priority transferred to 20 acres in the NW½ NW½, Section 4, Township 5 North, Range 35 East, W.M., and 10 acres in the SW½ SW½ and 13.3 acres in the SE½ SW½, Section 33, Township 6 North, Range 35 East, W. M., lying south and east of said O.W.R.R. & N. Company railroad.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1963, or within such extension of time as may be granted by the State Engineer for good cause shown.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of the complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Hudson Bay District Improvement Company, or their successor in interest, to the extent to which the water has been applied beneficially, and the certificate of water right heretofore issued to Milton-Freewater Hudson Bay Irrigation Company and recorded at page 13083, Volume 11, State Record of Water Right Certificates, shall be canceled.

Dated at Salem, Oregon, this 17th day of August, 1962.

Noted on Decree Vol. 12 p.210

Crrt. # 13083

CHRIS L. WHEELER State Engineer

Trsf. "H-131"

Hudson Boy Dithe 10 880 U.S. 6.5. Quad. SE 820 00T 150 551 NI Stotion 800 Token from Primping Boundry R35E Level Outh Sto. 5/20/ Dugger Crak 61 1N200 our 70 178 20' * Froperty 8000 Hudson Bay Transf 2000 Oer NO in Tervol 14 53 400 FF. 124 Contour in Elevation undrained area 32 Scole Station 01 3 2 2 10 10 6 aury JA" P 15 NE NE 18 OUT 0 IN Section 11/ Comping 820 5 any 211 18 E 047 12012

RECEIVED FEB 1 9 1980 '

T-4356 IV

WATER RESOURCES DEPT

Application for Transfer of Water Right RECEIVED

JAN 21980

To the WATER RESOURCES DIRECTOR OF OREGON:

WATER RESOURCES DEPT SALEM, OREGON

I,	Herbert H.	. Hendricks		
of Route 3, Box 19	(Malling address)		Milton-Freewater (City)	,
	97862 (Zip Code)		do hereby make application for	
	(In point of diversion; place of	of use; use heretofore n	nade of the water)	
1. Is the water right re	ecorded in your name?	Miîton Free	water & Hudson Bay Irrigatio	n Compar
2. Was your water rig	ght determined by Dec	cree of Court?	Yes If so, give title of proce	eedings
Walla Walla Decree,	Volume 12, Page 9		number of certificate13083	
3. Was your water rig	ht acquired by Water	Right Permit?	No If so, give 1	number
of permit	Number of certifica	ate		
NOTE: If the entire r of the right th questions on the	at is directly involved	irectly involved d should be con	l in the requested change, only the sidered in answering the balance	at part of the
4. The source of water	r is <u>Little,Wall</u>	la Walla Rive	r	
5. What is the date of	priority of your water	er right?F	ebruary 16, 1903	
6. The authorized point	of diversion is located	920 ft. S	and 310 ft. W from the	e .NE
corner of Section 2 be	ng within the NE4	NE 4 of Section	on 2. Tp5. N R 35. E	W. M.,
			ed isHudson Bay	
N	OTE: Answer question if the app	dication is for change i	n point of diversion. N/A	
7. The proposed point	of diversion is located .	ft	and ft from the	
corner of bei	ng within the¼	¼ of Section	Tp R	W. M.,
in the county of	The name	of the ditch to	be used is	

100016.25 25

8. The use to which the water is applied is irrigation, domestic and stock

(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 ¼-¼ of Section	Number Acres To Be Irrigated
6 N	35 E	32	NW 1/4 SE 1/4	40.0
ALEM OFFICE	8		SE 1/4 NW 1/4	15.0
		- 10 F	NE 1/4 SW 1/4	32.8
			NW 1/4 SW 1/4	10.1
			SE 1/4 SE 1/4	15.0 €
			SW 1/4 SE 1/4	17.8
		(If more space r	equired, attach separate sheet)	

more space required, attach separate sheet) 130.7

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

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
Mortgage held by State of Oregon, Department	of Veterans Affairs	\$110,000.00

stock

13. The use to which the water is to be applied is ____irrigation and supplemental irrigation (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 ¼-¼ of Section	Number Acres To Be Irrigated
6 N	35 E	32	NE 1/4 SW 1/4	32.8
			NW 1/4 SW 1/4	10.1
	ation for tran		SW 1/4 NW 1/4	20.0
from NW4,SE	this applicati	therefore	SE 1/4 SE 1/4	15.0
reflects th	hose changes a	nd the	NW 1/4 SE 1/4	20.0
same as it		more	SW 1/4 SE 1/4	17.8 √
	Har		sce required, attach separate sheet)	15.0

14. Reasons for the proposed changes areMore e practical to apply water to the new pro	posed land.
15. Construction work will be completed on or bef	
16. The water will be completely applied to the pr	roposed use on or before July 1, 1980
Remarks	
· ·	
NOTE: THIS APPLICATION MUST BE ACCOME BEFORE AND AFTER LOCATIONS OF TUSE, AS THE CASE MAY BE.	PANIED BY A MAP OR MAPS SHOWING THE THE POINT OF DIVERSION AND/OR PLACE OF
I fellet /- Seefences	
I,	we and foregoing application for transfer of water ements therein made are true and correct to the best
In Witness Whereof, I have hereunto set my hand	this 23 day of December, 1979
	(Name of applicant)
Subscribed and sworn to before me this	ay of Decenter, 1979
[Notarial Seal]	Saris M. Laffman NOTARY PUBLIC FOR OREGON
M	commission expires 4-24-8/
	1 2 5 6

JAN 21980 Section - 32 Twn. 6 N. - R 35 E. W.M. WATER RESOURCES DEPT SALEM, OREGON Scole 1 = 400 ft. Contour interval 20' - Taken from U.S.G.S. Quad. Elevation - Mean Sea Level Hudson Bay Ditch Diversion Structure Pond - Ouggor Crek Low head -++
Concrete Dam undrained North area 800 T-4356 Hudson Boy Ditch 2 Legend Efroperty Boundry Hodson Bay Ortal Water Certificate 13.083 800 Transfer 130.7 acres - Primary N New Well Site Pipe Volve Manifold 8" PVC Line -NE NW NE Transfer Out Pumping Station Hay Afumping Station SE 880~ Wood County Road Culvert Steel Herbert H. Hendricks To Barrett -> Hudson Boy Ditche Low Head Rt 3 Box 19 Milton. Freewaten, Ovegon Concrete Dam
Head Gate and -P.L.G. Aug. 79