

AMM-142

Abstract of Permit No. 33142

Application No. 44362 Certificate No.

Name **Frank Rice**
 Address **Rt. 1, Box 22 Pilot Rock, Oregon 97868**
 Source of water supply **McKay Creek, TRIB. UMATILLA RIV.**
 Use **Irrigation of 14⁰ A**
 Point of diversion **2580'S AND 1250'E NW**
from cor. Sec. 1, being SW 1/4 NW 1/4, Sec. 1, T. 1 S., R. 32 E., N. K., county of Umatilla
 Number of acres **14⁰**

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
15	32E	1																
		Vol.	3	127	249					8								
		W	30							1								
		SW	NW ✓															
		NW	SW ✓															

FOUND ALLOW
 12 3/4 12 3/4 ✓
 4 0 12 ✓
 16 3/4 14 0 ✓

Priority date **January 4, 1968**
 Amount of water **0.21 c.f.s.**
 Time limit to begin construction **July 1, 1969**
 Time limit to complete construction **10-1-70** extended to _____ extended to _____
 Time limit to completely apply water **10-1-71** extended to _____ extended to _____

Remarks: This appropriation shall be limited to 1/40th 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 4 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year, and shall be subject to such reasonable regulation system as may be ordered by the proper state authority.

UZ-4MM-143
LMT 4/8/8
8/8/74 LMT

mor

Basin 7, Vol. _____

INFO - MR. RICE - HE SHOWED US LAND AND DIV.
FE

DIVERSION }
PUMP } SEE
MOTOR } W-180
PIPE }
HEADS } ESTATE OF CARL WILSON

USE - GRAIN
LIFT - +55
TIE - NZ-4MM-143

NOTE:
FOR OVER ACREAGE CUT FROM
SOUTH END

Larry Zell
FE
8/8/74

RECEIVED

JUN 23 1975

STATE ENGINEER
SALEM, OREGON

STATE OF OREGON

COUNTY OF **UMATILLA****Proof of Appropriation of Water****FRANK RICE****97868**

of **Route 1, Box 22, Pilot Rock**, State of **Oregon**,
has applied beneficially the waters of
McKay Creek

a tributary of **Umatilla River** for the purpose of
irrigation of 14.0 acres

under Permit No. **33142** of the State Engineer, and that the use of said waters has been
completed under the terms of said permit; that the priority of the
right dates from **January 4, 1968**

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of
0.21 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the **SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, T. 1 S., R. 32 E., W. M.,**
2580 feet South and 1250 feet East from NW Corner, Section 1.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to **one-fortieth** of one cubic foot per second
per acre, **or its equivalent for each acre irrigated and shall be further limited to**
a diversion of not to exceed $4\frac{1}{2}$ acre feet per acre for each acre irrigated during
the irrigation season of each year;

and shall
conform to such reasonable rotation system as may be ordered by the proper state officer.

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

12.3 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
1.7 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 1
T. 1 S., R. 32 E., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 20 day of June,

19.....

Frank Rice

2700

UMATILLA/PO

JAN 17 1986

NOTICE OF INTEREST IN WATER RIGHT

To: Director of Water Resources
555 13th Street, N.E.
Salem, Oregon 97310

RECEIVED

JAN 17 1986
WATER RESOURCES DEPT.
SALEM, OREGON

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

Loan Number P-01876
Borrower's Name Johnston, Charles E.
Mailing Address _____

Property being served by the water:

Township 15 Township _____ Township _____
Range 32E Range _____ Range _____
Section 1 Section _____ Section _____
Tract _____ Tract _____ Tract _____

Water Right Numbers:
Umatilla River
Dec Vol 13 46996 89950 W-130 44302
Permit Number(s) P198 34664 89590 33142
Certificate Number(s) 2496 42349 Summer NC 41635 42345

Irrigation District _____
BAC Prim 8AC Prim 16.7 prim 15Ac APPROX
Dom & Stk. 29.3 supp prim 4Ac prim
Lower other property

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 Coordinator

1-22-86
DM

Attachments:

- Legal Descriptions
- Tax Lot Maps
- Please return copy to ODVA

44000
46900

June 19, 1975

Frank Rice
Route 1, Box 22
Pilot Rock, OR 97868

Dear Mr. Rice:

On May 16, 1975, we mailed you copies of proofs of the certificates in connection with the incomplete water rights represented by your permits numbered 33142 and 34664 granting a right to the use of water from McKay Creek, together with the instructions that the statement at the bottom of each page be signed and the copies be returned to this office accompanied by the certificate recording fees in the amount of \$3.00, being \$1.50 for each permit.

To date these forms have not been received and we are not able to issue the certificates of water rights until the signed proofs have been submitted with the recording fees.

If the proofs and recording fees are not received in this office by June 24, 1975, an increase in the recording fee from \$1.50 to \$2.00 will result from passage of new legislation.

Very truly yours,

VESTAL R. GARNER
Assistant

VRG:tml

ROBERT W. STRAUB
XXXXXXXXXXXX

May 16, 1975

Frank Rice
Route 1, Box 22
Pilot Rock, OR 97868

File No. 44362
46996

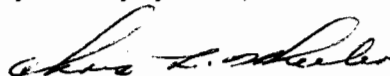
Dear Mr. Rice:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number **34664, 33142.**

The data contained in the proof, which is based on an inspection and survey of your project made by a representative of this department, defines the extent to which your water right has been completed within the terms of your permit. The proof should be dated and signed by you and returned to this office.

Upon receipt of the proof, properly executed and accompanied by the statutory recording fee of \$1.50, a certificate of water right will be issued confirming the right thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,

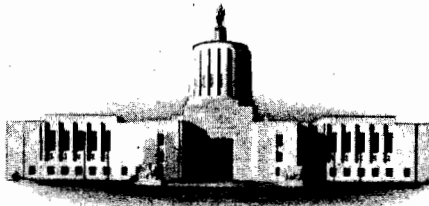


CHRIS L. WHEELER
State Engineer

Form 117

Enclosure

**The enclosed map may be retained for your own records.
Please submit \$1.50 for each permit (total \$3.00).**



STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310
August 12, 1969

REFER TO
FILE NO. 44362

Frank Rice
Rt. 1, Box 22
Pilot Rock, Oregon 97868

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. 33142.

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 128

skf

44362

August 7, 1968

Frank Rice
Route 1, Box 22
Pilot Rock, Oregon 97868

Dear Mr. Rice:

blueprint.

44362, permit No. 33142 with a

44362

March 25, 1968

Frank Rice
Rt. 1, Box 22
Pilot Rock, Oregon 97868

Dear Sir:

This will acknowledge receipt of the returned and amended application No. 44362 and the map describing the irrigation of 14 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, Township 1 South, Range 32 East,

This application is now in satisfactory form for approval by issuance of a permit.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

LWJ:dlw

44362

January 11, 1968

Frank Rice
Rt. 1, Box 22
Pilot Rock, Oregon 97868

Dear Sir:

This will acknowledge receipt of your application for a permit to appropriate 95.5 gallons of water per minute from McKay Creek for the irrigation of 17 acres, a map, and the fee of \$20 for which our receipt No. 7235 is enclosed. This application has been filed and numbered 44362.

Our records show a right for the irrigation of 9 acres in this forty, as evidenced by a certificate recorded at Page 2634, Volume 3, State Record of Water Right Certificates. Also, a right for the irrigation of 8 acres, as evidenced by a certificate recorded at Page 2496, Volume 3, State Record of Water Right Certificates. Also a right for the irrigation of 9 acres, as evidenced by a certificate recorded at Page 2736, Volume 4, State Record of Water Right Certificates. The 26 acres covered by the three older rights and the 17 acres under this application would make the irrigation of 43 acres in this forty acre tract.

Anytime the owner of a perfected water right goes for a period of five successive years or more without exercising that right, it is considered abandoned by law and should be canceled. If a portion of the land on which you are now filing was covered under one of the earlier certificates, a portion or all of that certificate should be canceled, if it had ever gone for a period of five years without being irrigated. Any portion of the 17 acres on which you are now filing, which is covered by an existing water right and being irrigated must be deleted from the map and item No. 8 on the application.

I am returning the application and map for correction. The application is endorsed so that in order to retain its date of priority, it must be returned on or before March 11, 1968.

Very truly yours,

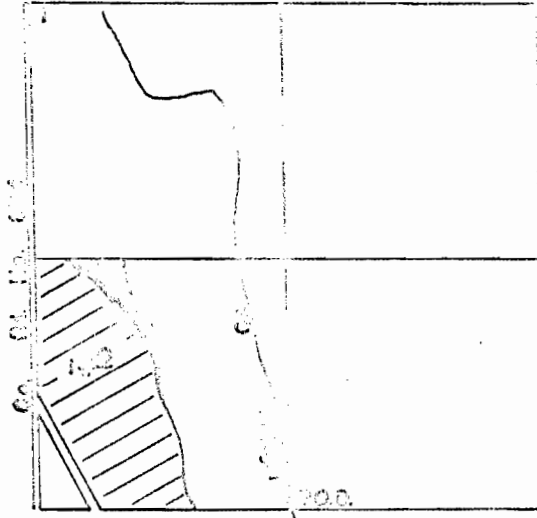
CHRIS L. WHEELER
State Engineer

By

Larry W. Jebousek
Assistant

LWJ:dlw
Enclosures
cc: Jerry Haines

T. 1 S. R. 38 E. 22 N.
UNATILLA COUNTY
SEC. 1 N.W. 1.



APPLICATION MAP REGISTERED
IN THE NAME OF FRANK RICE, GEORGE,
ROCKY CO.

SCALE: 1" = 1000'

R.O.D.: 20' N., 1300' E., TO 1/4 COR.

Applied

FRS

Frank Rice