

4012 Peterson

4012

Charles M Peterson

DESCRIPTION OF WATER RIGHT

FEES PAID

Route 1, Box 150  
Halfway, OR 97834

Name of stream Clear Creek

| Date   | Amount | Receipt No. |
|--------|--------|-------------|
| 8-3-78 | 85-    | 5236        |

Trib. of \_\_\_\_\_ County of Baker

Use \_\_\_\_\_

| Date     | Amount         | Receipt No.   |
|----------|----------------|---------------|
| 11-16-78 | \$ 2 Cert. Fee | Trans fr 5236 |

Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_

Name of ditch Morrison Private

Democrat-Herald \$31.50 pd 11/16/78 ck# 2841

Date of priority 1891 & 1910

In name of F. S. Morrison

FEES REFUNDED

Pine Creek Adjudication, Vol. 11, page 307

| Date     | Amount           | Check No. |
|----------|------------------|-----------|
| 11-16-78 | 10 <sup>50</sup> | 2840      |

App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 10412

Certificate cancelled \_\_\_\_\_

Notation made on record by \_\_\_\_\_

Ex 20-  
POD 15-  
CERT 2-  
FON 37<sup>50</sup>  
74<sup>50</sup>

in POD

filed Aug. 3, 1978

of hearing Oct. 4, 1978 Nov. 15, 1978

of hearing Baker

of order 11-22-78 Vol. 31, page 453

for application of water Completed

mailed \_\_\_\_\_

received \_\_\_\_\_

certificate issued JAN 23 1979 Vol. 40, page 47252

FEB 14 1985 47 52748

Note: When setting up for survey, attach a copy of V. Kent Scoules' Memo dated July 21, 1978

to survey 8/79

REMARKS

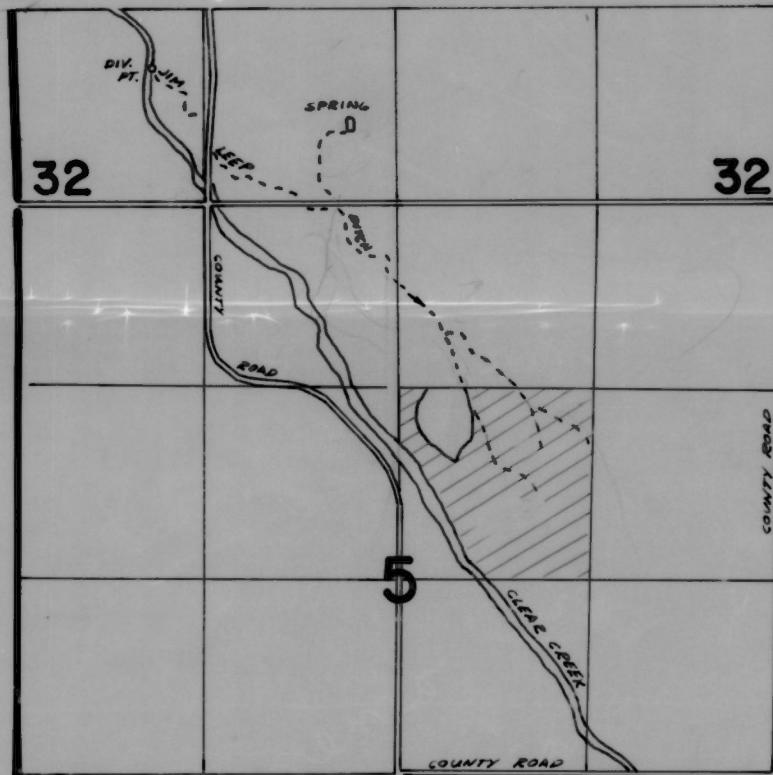
File # 10418 re suppl. right on this same land.

|  |  |
|--|--|
| W.R.I.S.                               |  |
| Assembled <u>6-17-85</u> by <u>SRA</u> |  |
| Entered _____ by _____                 |  |
| Verified _____ by _____                |  |

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

Peterson 580

T. 7 & 8S. R. 46E. W.M.



DIVERSION POINT LOCATED 920' N. & 950' E. FROM SW COR SEC 32

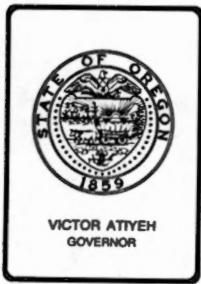
**FINAL PROOF SURVEY**  
UNDER

**TRANSFER 4012**

Application No. .... Permit No. ....  
IN NAME OF

..... **CHARLES M. PETERSON** .....

Surveyed ..... 19....., by .....



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

September 2, 1986

Chuck Peterson  
Route 1, Box 164  
Halfway, OR 97834

Dear Mr. Peterson:

REFERENCE: Files 10417 and T-4012

Enclosed is a copy of the order amending the order that incorrectly stated the amount of water right to be cancelled for irrigation of 0.8 acre in SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 5, Township 8 South, Range 46 East, WM.

A new certificate will be issued showing the correct amount of water right as soon as possible.

Sincerely,

SAMUEL R. ALLISON  
Transfer Section

SRA:lgc

Enclosure

cc: V. Kent Searles, Watermaster, District 8



CLEAR CR → PINE 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. T000040121 PERMIT NO. 011307 CERTIF. NO. 0052748 NAME: CHARLES M. PETERSON  
ORIG. NO. C000104121 PREV. NO. C020104121 SUPER. NO.

ADDRESS: RT1, Box 150

CITY/STATE/ZIP/COUNTY: HALFWAY, OR 97834 01

STREAM-ID 093660 0280

RIV. MI.

WM. DIST. 08 W.R. TYPE SC STATUS V

CANCEL YEAR---->

CONSTR. COMPLT--> 11 22 1978

YR. LAST USED-----> —

NEXT ACTION DUE--> —

PRIORITY-----> 12 31 1891

PUT TO USE-----> 11 22 1978

LAST TRANS. DATE--> —

LAST TRANS. TYPE--> —

APPLICATION--> 08 03 1978

SURVEYED-----> 07 27 1979

EXAM. FEE-----> 20.00

RECORDING FEE----> 15.00

PERMIT ISSUE--> 11 22 1978

CONCURRENCE-----> 07 27 1979

CYCLE STATUS-----> —

REPORTED FLAG----> —

CONSTR. STRT.--> 11 22 1978

CERTIFIED-----> 07 14 1985

CORRES. INIT.-----> —

CORRES. DATE-----> —

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

RIV. MI.

RATE

STATUS S OR P

0705 460E 32 C C 093660 0280

0.950

V P

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

\*\* POD: JIM LEEP DITCH, 920' N &

\*\* 950' E FM SW COR S 32.

\*\* CHANGES POD PART OF C-10412.

\*\* SEE T000040122. RRC-47252.

\*\* OLD POD MORRISON PRIVATE

\*\* DITCH, 1750' N & 530' W FM

\*\* CENTER S S.

PLACE-OF-USE DATA:  
TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS

S OR P

0805 460E 05 A C 01 1R 100 18.00

V P

|           |                |
|-----------|----------------|
| W.R.I.S.  |                |
| Assembled | 6-19-85 by SAH |
| Entered   | _____ by _____ |
| Verified  | _____ by _____ |

CLEAR CR - PINE 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. ~~1000~~ 40122 PERMIT NO. 911307 CERTIF. NO. 0052748  
ORIG. NO. ~~0000~~ 104121 PREV. NO. ~~0000~~ 104121 SUPER. NO.

NAME: CHARLES M. PETERSON

ADDRESS: RT1, BOX 150

CITY/STATE/ZIP/COUNTY; HALFWAY, OR 97834

01

STREAM-ID 09 3660 0280

RIV. MI.

WM. DIST. 08 W.R. TYPE SC STATUS V

CANCEL YEAR--->

CONSTR. COMPLT--> 11 22 1978

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1910

PUT TO USE-----> 11 22 1978

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION---> 08 03 1978

SURVEYED-----> 07 27 1979

EXAM. FEE-----> 20.00

RECORDING FEE-----> 15.00

PERMIT ISSUE--> 11 22 1978

CONCURRENCE----> 07 27 1979

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 11 22 1978

CERTIFIED-----> 02 14 1985

CORRES. INIT.----->

CORRES. DATE----->

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

RIV. MI.

RATE

STATUS S OR P

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

0705 460E 32 C C 09 3660 0280

0.275

V P

\*\* POD: JIM LEEP DITCH, 920' N &  
950' E FM SW COR S 32 CHANGES  
\*\* POD PART OF C-10912. SEE

PLACE-OF-USE DATA:  
TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS

S OR P

\*\* T0000 40121. RRC-4757. OLD

0805 460E 05 A C 01 1R 100 11.00

V

P

\*\* POD MORRISON PRIVATE DITCH,  
1750' N & 530' W FM CENTER S 5.

|           |                |
|-----------|----------------|
| W.R.I.S.  |                |
| Assembled | 6-19-85 by SD1 |
| Entered   | _____ by _____ |
| Verified  | _____ by _____ |

T-4012

# Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

**RECEIVED**

AUG 3 1978

**WATER RESOURCES DEPT.  
SALEM, OREGON**

I, Charles M. Peterson  
(Name of applicant)

of Rt. 1 Box 150, Halfway  
(Mailing address) (City)

State of Oregon, 97834, 742-4334, 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. F.S. Morrison  
(If not, give name)

2. Was your water right determined by Decree of Court? yes If so, give title of proceedings  
(Yes or No)  
Pine Creek Decree number of certificate 10412

3. Was your water right acquired by Water Right Permit? no 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 Clear Creek tributary of Pine Creek

5. What is the date of priority of your water right? 1891 and 1910

6. The authorized point of diversion is located about 1750 ft. and 530 ft. W. from the center 1/4  
(N. or S.) (E. or W.)  
corner of Sec. 5 being within the NE 1/4 NW 1/4 of Section 5 Tp. 8S. R. 46E. W. M.,  
(No. N. or S.) (No. E. or W.)  
in the county of Baker The name of the ditch used is Morrison Private

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

7. The proposed point of diversion is located about 3450 ft. N. and 1670 ft. W. from the center 1/4  
(N. or S.) (E. or W.)  
corner of Sec. 5 being within the SW 1/4 SW 1/4 of Section 32 Tp. 7S. R. 46E. W. M.,  
(No. N. or S.) (No. E. or W.)  
in the county of Baker The name of the ditch to be used is Jim Leep

8. The use to which the water is applied is Irrigation 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 |
|-------------------------|---------------------------------------|---------|---------------------|------------------------------|
|                         | 46E.                                  | 5       | SW1/4 NE1/4         | 29                           |
|                         |                                       |         |                     |                              |
|                         |                                       |         |                     |                              |
|                         |                                       |         |                     |                              |
|                         |                                       |         |                     |                              |

(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 ¼-¼ of Section | Number Acres To Be Irrigated |
|-------------------------|---------------------------------------|---------|---------------------|------------------------------|
|                         |                                       |         |                     |                              |
|                         |                                       |         |                     |                              |
|                         |                                       |         |                     |                              |
|                         |                                       |         |                     |                              |
|                         |                                       |         |                     |                              |

(If more space required, attach separate sheet)



14. Reasons for the proposed changes are Document existing use of this ditch.

.....  
.....  
.....

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 .....

.....  
.....

**THIS APPLICATION PREPARED BY:**  
*W. West Dearden*  
**FROM INFORMATION FURNISHED BY THE APPLICANT.**

**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, Charles M. Peterson, 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 31 day of July, 1978.

*Charles M. Peterson*  
.....  
(Name of applicant)

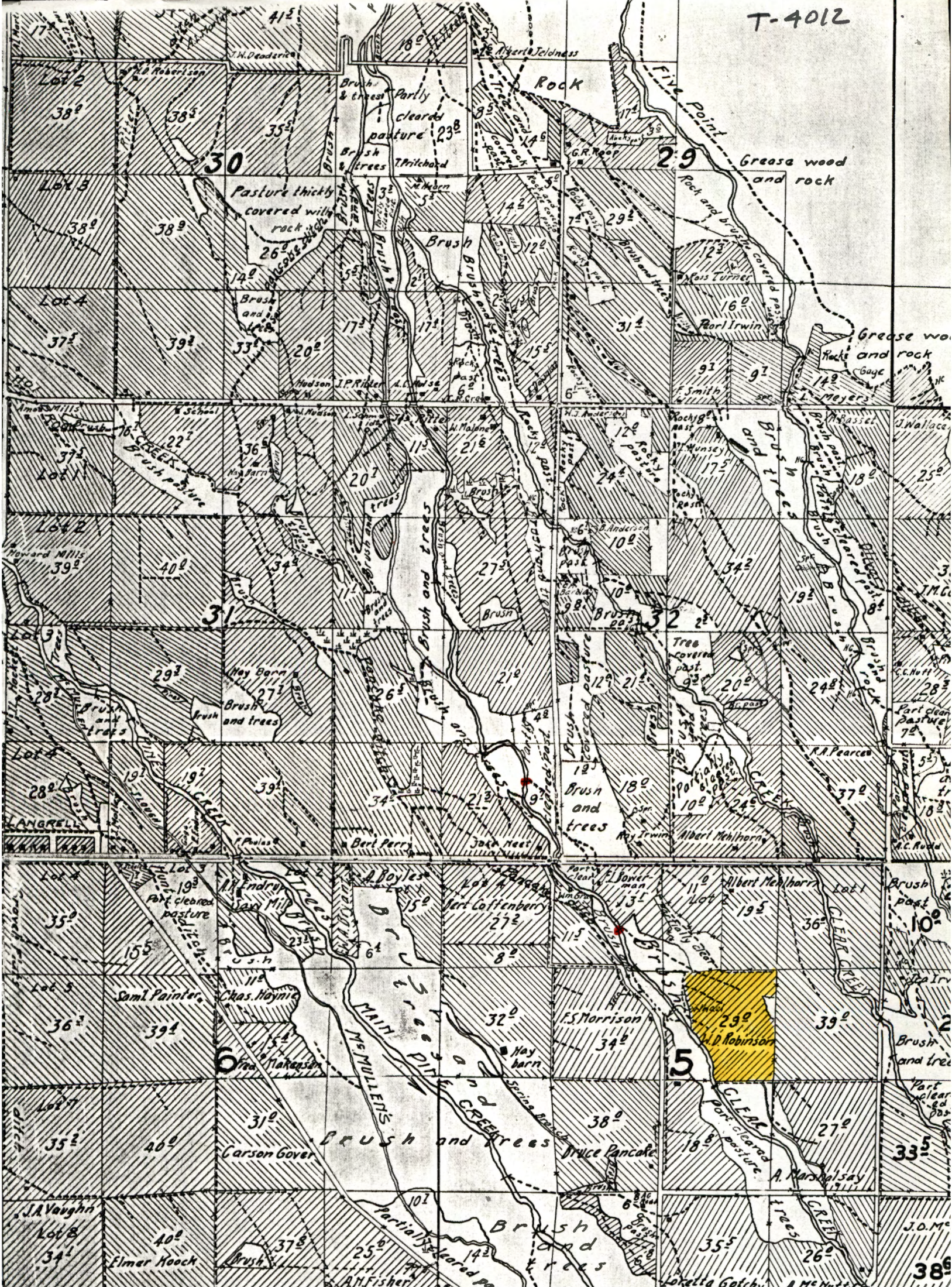
Subscribed and sworn to before me this 31 day of July, 1978.

[Notarial Seal]



*Benny J. Silver*  
.....  
NOTARY PUBLIC FOR OREGON

My commission expires MY COMMISSION EXPIRES SEPT. 6, 1979



| Appropriator  | Priority   | Per Second | Use                                 | Location      | Water                                    | Acres    | Section   | T. S. R.               |
|---|--|------------|-------------------------------------|---------------|--|----------|---|------------------------|
| Mitchell, Willis<br>Halfway, Ore.<br>(Proof #264)   | 1883   | 80         | Irrigation<br>domestic<br>and stock | Foot<br>Hills | Pine<br>Creek                            | 40       | acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$<br>40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$<br>Section 1, | T. 8 S. R. 45 E. W. M. |
| (Proof #265)  | 1890   | 20         | Irrigation<br>domestic<br>and stock | Private       | Clear<br>Creek<br>trib. of<br>Pine Creek | 20       | acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$<br>Section 32,   | T. 7 S. R. 46 E. W. M. |
| Morrison, F. S.<br>Halfway, Ore.<br>(Proof #268)    | 1877   | 30         | Irrigation<br>domestic<br>and stock | Pancake       | Clear<br>Creek<br>trib. of<br>Pine Creek | 30       | acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$<br>Section 5,  | T. 8 S. R. 46 E. W. M. |
|   | 1910   | 4          |                                     |               |  | 4        | acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$<br>Section 5,  | T. 8 S. R. 46 E. W. M. |
| (Proof #269)<br>T-4012 A POD 29ac SWNE              | 1891   | 30         | Irrigation<br>domestic<br>and stock | Private       | Clear<br>Creek<br>trib. of<br>Pine Creek | 18<br>12 | acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$<br>acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$<br>Section 5,    | T. 8 S. R. 46 E. W. M. |
|   | 1910   | 18         |                                     |               |  | 11<br>7  | acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$<br>acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$<br>Section 5,    | T. 8 S. R. 46 E. W. M. |
| Motley, A. W.<br>Halfway, Ore.<br>(Proof #275)      | (NOTE: This claim is included in Claim No. 222 under the name of E. E. Marker et al., --- See Findings in Contest No. 8, Group B.) |            |                                     |               |  |          |   |                        |
| Motley, Almon<br>Halfway, Ore.<br>(Proof #284)      | 1883   | 6          | Irrigation<br>domestic<br>and stock | Foot<br>Hills | Pine<br>Creek                            | 6        | acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$<br>Section 17,   | T. 8 S. R. 46 E. W. M. |
| (Proof #283)  | 1885   | 38         | Irrigation<br>domestic<br>and stock | Steels        | Pine<br>Creek                            | 38       | acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$<br>Section 24,   | T. 7 S. R. 45 E. W. M. |
| (Proof #285)  | 1886   | 20         | Irrigation<br>domestic<br>and stock | Marker        | Pine<br>Creek                            | 20       | acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$<br>Section 8,  | T. 8 S. R. 46 E. W. M. |
| Motley, Alsie<br>Halfway, Ore.<br>(Proof #276)      | (NOTE: This claim is included in Claim No. 222 under the name of E. E. Marker et al. --- See Findings in Contest No. 8, Group B.)  |            |                                     |               |  |          |   |                        |
| Motley, Charles L.<br>Halfway, Ore.<br>(Proof #282) | 1870   | 25         | Irrigation<br>domestic<br>and stock | Pindell       | Clear<br>Creek<br>trib. of<br>Pine Creek | 25       | acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$<br>Section 15,   | T. 8 S. R. 46 E. W. M. |
|   | 1910   | 10         |                                     |               |  | 10       | acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$<br>Section 15,   | T. 8 S. R. 46 E. W. M. |
| Motley, Fannie B.<br>Halfway, Ore.<br>(Proof #286)  | 1883   | 5          | Irrigation<br>domestic<br>and stock | Foot<br>Hills | Pine<br>Creek                            | 5        | acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$<br>Section 17,   | T. 8 S. R. 46 E. W. M. |

PINE CREEK - COURT - 75

Print Cert & Book copy

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This is to Certify, That Charles M. Peterson

of Rt 1 Box 164 Halfway, State of Oregon, 97834 has a right to the use of

the waters of Clear Creek, tributary of Pine Creek,

for the purpose of Irrigation of 29.0 acres, and domestic and stock use,

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Baker County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 11, at page 255; that the priority of the right thereby confirmed dates from 1877 for Tract No. 1; 1891 for Tract No. 2, and 1910 for Tract No. 3;

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 one-fortieth of a cubic foot per second per acre, measured at the point of diversion, and a total limitation of one acre-foot per acre during July, one acre-foot per acre during August, and one-half acre-foot per acre during September, of each year, if available at the or: g: n: s: t point of diversion; A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

TRACT No. 1

30.0 acres in SE 1/4 NW 1/4, Section 5, Township 8 South, Range 46 East, W.M.

TRACT No. 2

18.0 acres in SW 1/4 NE 1/4, 12.0 acres in NW 1/4 SE 1/4, Section 5, Township 8 South, Range 46 East, W.M.

TRACT No. 3

4.0 acres in SE 1/4 NW 1/4, 11.0 acres in SW 1/4 NE 1/4, 7.0 acres in NW 1/4 SE 1/4, Section 5, Township 8 South, Range 46 East, W.M.

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 irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer,

affixed this 18th day

CC Sec 32 T75 R46E WM 920' N of 950' E from SW cor Sec 32

POD: B

1500

Point of diversion; N 1/4 Sec 5 T 8 S R 46 E WM Morrison 1750' N of 530' W from C 1/4 cor Sec 32

Sent. 15, 1984

RECEIVED

SEP 19 1984

WATER RESOURCES DEPT  
SALEM, OREGON

Dear Sirs:

In 1980 I sent a check for over \$100 to have a Proof of Survey done on water permit # C-7183. Since I have not received this Survey yet, I would like you to refund my money.

Sincerely,

Charles M. Peterson

Rt. 1 Box 164

Halfway, Oregon  
97834

742-433A  
no ans. 9-20-84  
12 noon  
12 noon  
9-24-84

G-7851



STATE OF OREGON

INTEROFFICE MEMO

**RECEIVED**

**AUG 10 1983**

**WATER RESOURCES DEPT.  
SALEM, OREGON**

TO: *Bruce*

DATE: *8-8-83*

FROM: *Vern*

SUBJECT: *T-4012*

*This transfer was surveyed 7/27/79 according to my  
cards.*

*sup cert 49634  
wrong POD*

*Tom,*

*What's the story here? POD surveyed 7-27-79 by Church  
& Jarrett*

*Bruce*

*Vern touch base w/Kauf because I don't know which*

Transfer: TR-4012

INFO: Charles Peterson - Rt1 Box 150, Halfway 742-4334

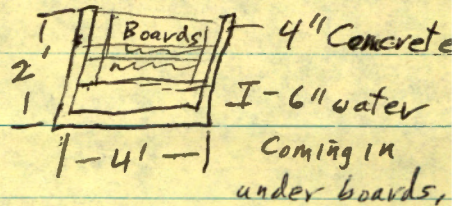
MR. Peterson showed us all land irrigated from <sup>Clear</sup> ~~Pine~~ Cr.

& Slough above Saw mill pond, <sup>Clear</sup> East of ~~Pine~~ Cr. in <sup>Clear</sup>

SENE Sec 5. Primary right is ~~Pine~~ Cr.

Source: Pri: Pine Cr. Suppl: Slough which is tiled into  
5 mill pond & waste water.

Div. Pt: Pri: Rock Div. Dam in <sup>Clear</sup> ~~Pine~~ Cr. - Cement structure  
at head gate on a private ditch.



Suppl: Head gate - weir type structure approx 12" x 12" From pond.

Ditches: Numerous shapes & sizes throughout.

USE: Pasture

Lift: See Quad

Tie: BBB-2KK-132

David Garrett

Eng'r. Tech.

7/27/79

Remarks: There is an understanding (misunderstanding?) ~~to~~ with  
watermaster about cancelling some of the supplemental  
right, (Memo of July 1, 1978?)

Tom, Kent assumes the 200 acres from which it collectsing it.

wastewater is from W<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub> & E<sup>1</sup>/<sub>2</sub> SW<sup>1</sup>/<sub>4</sub> Sec 32

Vernon 8-1-84







7-4012

TO: Jim Carver, Jr. Engineer

DATE: July 21, 1978.

FROM: VKS Watermaster Dist. 8

*V. K. S. Watermaster*

SUBJECT: Peterson transfer and other water rights

**RECEIVED**  
AUG 3 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

During my investigation of the Clear Creek water rights it has come to my attention that the water rights of record for the SW1/4 of NE 1/4, Sec. 5, T.8S, R46E.W.M. are not exactly correct. Enclosed with this memo is a transfer in point of diversion, under the name of Charles M. Peterson, to change the records to show the existing point of diversion of water from Clear Creek. Also there is a supplemental water right covering the entire quarter-quarter section even though there exists only 29 acres of primary water right. Mr. Peterson has agreed to voluntarily cancel a portion of the supplemental right at the time of final proof survey for the transfer. (the survey will tie down the actual number of acres that can be supplemented.) The supplemental water right source has been abbreviated to the point where the intended sources are not clear. Mr. Larry Jebousek has suggested that during the final proof survey the Engineer should also map the sources of water for the supplemental right (slough in SE1/4 SW1/4 of Sec. 32, T/ 7.S, R.46E.W.M. and the remaining 200 acres of land from which the waste water originated.) The original application and its copies clearly show what was intended as sources under the remarks section.

*Not surveyed  
10-9-80  
[Signature]*

*10418  
14192*

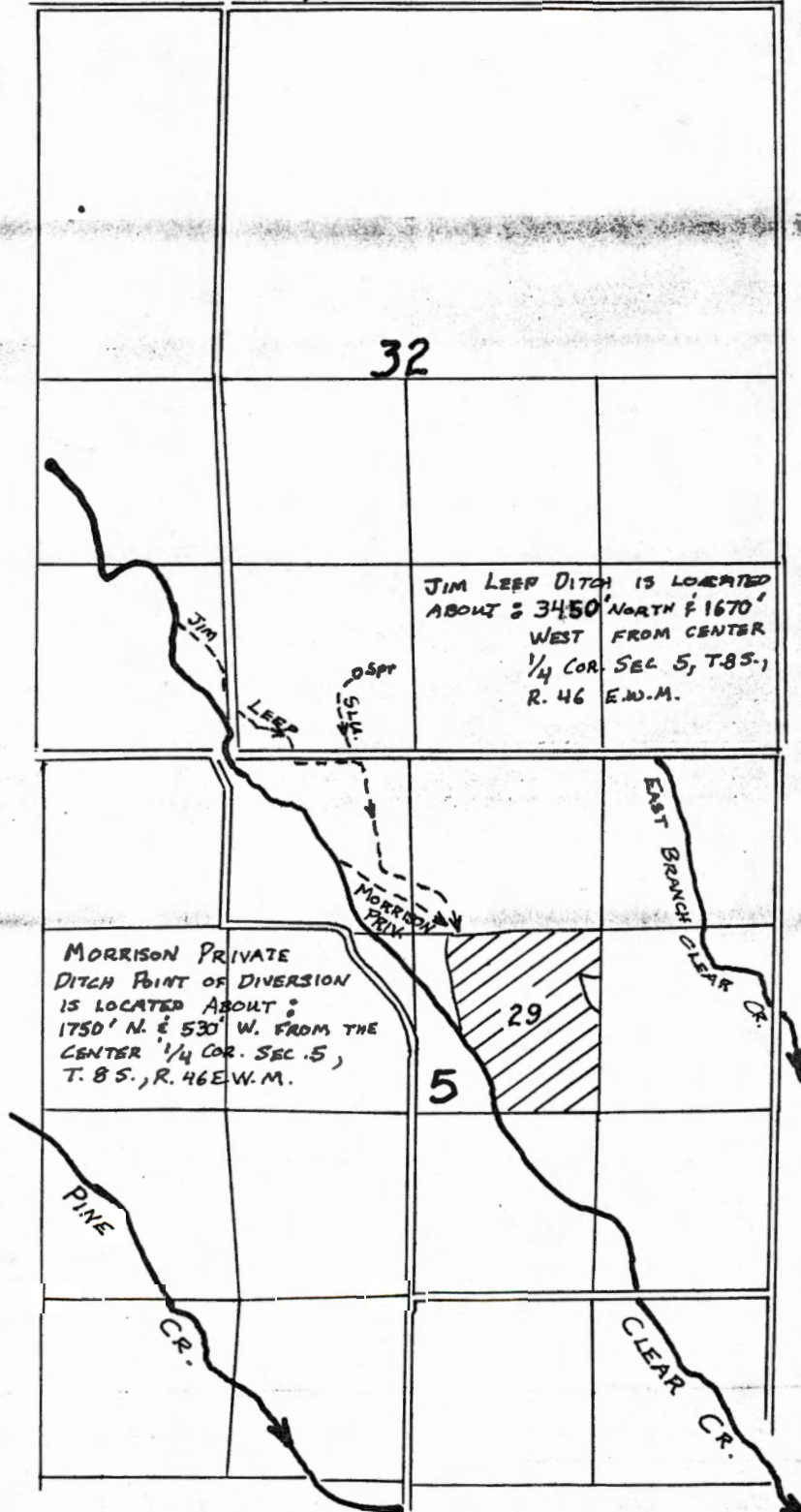
T-4012

**RECEIVED**

AUG 3 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

T. 7 S., R. 46 E.W.M.



32

JIM LEEP DITCH IS LOCATED ABOUT 3450' NORTH & 1670' WEST FROM CENTER 1/4 COR. SEC 5, T. 8 S., R. 46 E.W.M.

MORRISON PRIVATE DITCH POINT OF DIVERSION IS LOCATED ABOUT 1750' N. & 530' W. FROM THE CENTER 1/4 COR. SEC. 5, T. 8 S., R. 46 E.W.M.

29

5

PINE CR.

CR.

CLEAR CR.

CR.

MAP TO ACCOMPANY  
TRANSFER APPLICATION  
OF CHARLES M. PETERSON  
7/21/78

TRACED FROM PINE CR.  
ADJUDICATION MAPS

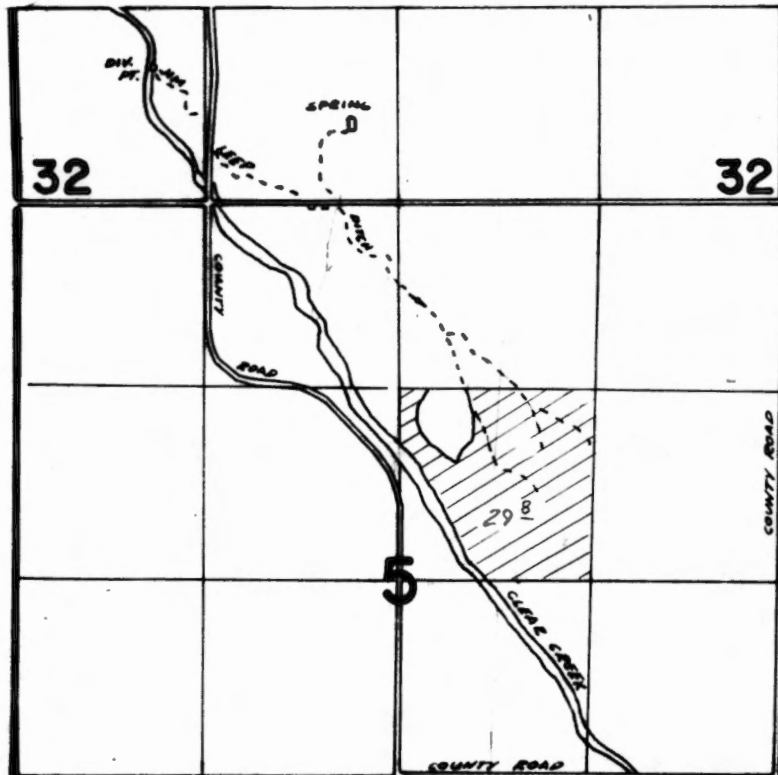
THIS MAP PREPARED BY:

*J. Paul Daulton*

FROM INFORMATION FURNISHED BY  
THE APPLICANT.

T. 8 S., R. 46 E.W.M.

T. 7 & 8S. R. 46E. W.M.



DIVERSION POINT LOCATED 920' N. of 900E. FROM SW COR SEC 32

**FINAL PROOF SURVEY**  
UNDER

**TRANSFER 4012**

Application No. .... Permit No. ....

IN NAME OF

**CHARLES M. PETERSON**

Surveyed ..... 19..... by .....

47252  
79634  
57737

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BAKER COUNTY

IN THE MATTER OF THE APPLICATION )  
OF CHARLES M. PETERSON FOR AP- )  
PROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 4012

On August 3, 1978, an application was filed in the office of the Water Resources Director by Charles M. Peterson for approval of a change in point of diversion from Clear Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 10412, Volume 10, State Record of Water Right Certificates, in the name of F. S. Morrison, describes a right which includes the use of water from Clear Creek for stock use and for irrigation of 18.0 acres with a date of priority of 1891; and for stock use and for irrigation of 11.0 acres with a date of priority of 1910, all being within the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 5, Township 8 South, Range 46 East, W.M.

The authorized point of diversion of record for said right is located 1750 feet North and 530 feet West from the Center Corner of Section 5, being within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 5, Township 8 South, Range 46 East, W.M. (Morrison Private Ditch).

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to an existing point of diversion located 3450 feet North and 1670 feet West from the Center Corner of Section 5, being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, Township 7 South, Range 46 East, W.M. (Jim Leep Ditch).

Notice of the application, pursuant to ORS 540.520(2), was published in the Democrat-Herald, a newspaper printed and having general circulation in Baker County, Oregon, for a period of three weeks in the issues of September 20 and 27; and October 4, 1978.

Mr. V. Kent Searles, 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 should be approved.

131, 2453

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 old point of diversion under the subject right.

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 NO time need be allowed for completion as the change in point of diversion is completed.

It is FURTHER ORDERED that the certificate of water right recorded at page 10412, Volume 10, State Record of Water Right Certificates, is canceled; and in lieu thereof, a new certificate be issued covering the balance of the right NOT involved in this proceeding; 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 22nd day of November, 1978.

By *Chris L. Wheeler* Deputy

James E. Sexson<sup>444</sup>  
Director

BAKER COUNTY

IN THE MATTER OF CANCELLATION)  
OF A PORTION OF A WATER RIGHT)  
IN THE NAME OF F. S. MORRISON)  
-----

O R D E R

On May 2, 1980, Charles M. Peterson submitted an affidavit that he is the owner of a certain water right and the lands to which the water right is appurtenant; that he has abandoned any and all interest in and to the said water right and requests the same be canceled.

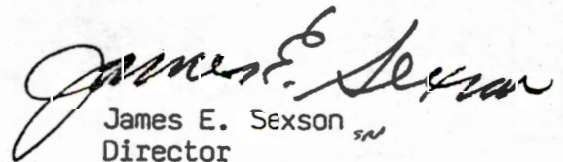
The water right in question is a portion of the right described by the certificate recorded at page 7183, Volume 7, State Record of Water Right Certificates, in the name of F. S. Morrison, and is for the use of not to exceed 0.127 cubic foot per second of water from Waste Water and Slough Water, with a date of priority of October 9, 1925, for irrigation of 10.2 acres in SW 1/4 NE 1/4 of Section 5, Township 8 South, Range 46 East, W.M.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Director that the water right has been abandoned by him and that he desires cancellation thereof, the Water Resources Director shall enter an order canceling the water right."

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right described by the certificate recorded at page 7183, Volume 7, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that the said certificate of water right is canceled, and in lieu thereof a new certificate be issued to describe the balance of the water right NOT involved in this proceeding.

Dated at Salem, Oregon, this 9th day of June, 1980.

  
James E. Sexson  
Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BAKER COUNTY

IN THE MATTER OF CANCELLATION)  
OF A PORTION OF A WATER RIGHT)  
IN THE NAME OF F.S. MORRISON )  
-----

ORDER

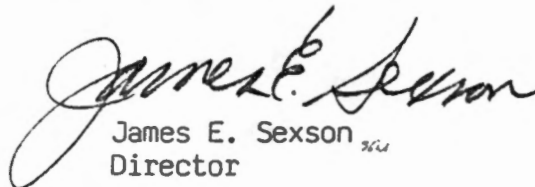
On August 11, 1980, Charles M. Peterson submitted an affidavit that he is the owner of a certain water right and the lands to which the water right is appurtenant; that he has abandoned any and all interest in and to the said water right and requests the same be canceled.

The water right in question is a portion of the right described by the certificate recorded at page 7183, Volume 7, State Record of Water Right Certificates, in the name of F. S. Morrison, and is for the use of not to exceed 0.10 cubic foot per second of water from Waste Water and Slough Water, with a date of priority of October 9, 1925, for supplemental irrigation of 0.8 acre in SW 1/4 NE 1/4 of Section 5, Township 8 South, Range 46 East, W.M.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Director that the water right has been abandoned by him and that he desires cancellation thereof, the Water Resources Director shall enter an order canceling the water right."

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right described by the certificate recorded at page 7183, Volume 7, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon, this 22nd day of August, 1980.

  
James E. Sexson  
Director

Sam,

4-18-80

memo in

file says <sup>to</sup> <sup>cancel</sup>

that after

Survey Peterson

will authorize

cancelation to

correct suppl

water rights.

I will issue cert.

after that is complete.

over

CM







STATE OF OREGON

INTEROFFICE MEMO

TO: V. Kent Searles, Watermaster

DATE: April 23, 1980

FROM: Sam Allison

SUBJECT: T-4012

The final proof survey for T-4012 has been completed, showing irrigation of 29.8 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 5, T 8S, R 46E, WM.

Larry Toll says he will be ready to issue the certificate after Mr. Peterson authorizes cancellation of the remainder of the supplemental right under certificate 7183 (if Mr. Peterson owns the land in the entire 40).

I am enclosing an affidavit authorizing cancellation of the 10.2 acre right supplemental to nothing. Please have Mr. Peterson sign it before a notary then return it to me.

Thanks,

Sam

lcj



Contains  
Recycled  
Materials

31-125-1387

SP\*75683-125

# STATE OF OREGON

COUNTY OF BAKER

## CERTIFICATE OF WATER RIGHT

This is to Certify, That **F. S. MORRISON**

of **Halfway**, State of **Oregon**, has a right to the use of

the waters of **Clear Creek, tributary of Pine Creek,**

for the purpose of <sup>53.0</sup> ~~82.0~~ **Irrigation of 53.0 acres, and domestic and stock use,**

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for **Baker** County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume **11**, at page **235**; that the priority of the right thereby confirmed, dates from **1877 for Tract No. 1; 1891 for Tract No. 2, and 1910 for Tract No. 3;**

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 **one-fortieth** of a cubic foot per second per acre, measured at the point of diversion, and a total limitation of **one acre-foot per acre during July, one acre-foot per acre during August, and one-half acre-foot per acre during September, of each year.**

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

TRACT No. 1

30.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
Section 5,  
Township 8 South, Range 46 East, W.M.

T-4012

TRACT No. 2

~~18.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$~~   
12.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$   
Section 5,  
Township 8 South, Range 46 East, W.M.

- 18<sup>2</sup>

1891

TRACT No. 3

4.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
~~11.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$~~   
7.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$   
Section 5,  
Township 8 South, Range 46 East, W.M.

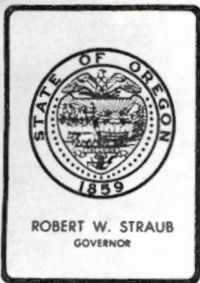
- 11<sup>2</sup>  
29<sup>2</sup>

1910

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 10412, Volume 10, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on Nov 22, 1978, approving transfer application No. 4012.

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

477 P00



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

November 27, 1978

Charles M. Peterson  
Route 1, Box 150  
Halfway, Oregon 97834

RE: File No. T-4012

Dear Mr. Peterson:

Enclosed is a certified copy of the order of the Water Resources Director approving water right transfer application No. 4012 for a change in point of diversion of water from Clear Creek.

In line with the general practice of this office, a survey will be made at a later date.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj

cc: V. Kent Searles, Watermaster



## STATE OF OREGON

## INTEROFFICE MEMO

T-4012

TO:  
Jim Carver, Jr. Engineer

DATE: July 21, 1978.

FROM:  
VKS Watermaster Dist. 8

SUBJECT:  
Peterson transfer and other water rights

**RECEIVED**  
AUG 3 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

During my investigation of the Clear Creek water rights it has come to my attention that the water rights of record for the SW1/4 of NE 1/4, Sec. 5, T.8S, R46E.W.M. are not exactly correct. Enclosed with this memo is a transfer in point of diversion, under the name of Charles M. Peterson, to change the records to show the existing point of diversion of water from Clear Creek. Also there is a supplemental water right covering the entire quarter-quarter section even though there exists only 29 acres of primary water right. Mr. Peterson has agreed to voluntarily cancel a portion of the supplemental right at the time of final proof survey for the transfer. (the survey will tie down the actual number of acres that can be supplemented.) The supplemental water right source has been abbreviated to the point where the intended sources are not clear. Mr. Larry Jebousek has suggested that during the final proof survey the Engineer should also map the sources of water for the supplemental right (slough in SE1/4 SW1/4 of Sec. 32, T. 7.S, R.46E.W.M. and the remaining 200 acres of land from which the waste water originated.) The original application and its copies clearly show what was intended as sources under the remarks section.



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: August 9, 1978.

FROM: \*\* V. Kent Searles, Watermaster

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4012

IN THE NAME OF Charles M. Peterson

**RECEIVED**  
**AUG 10 1978**  
**WATER RESOURCES DEPT.**  
**SALEM, OREGON**

In my opinion the proposed change in point of diversion from Clear 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:

- (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 \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*\* V. Kent Searles  
Watermaster's signature or initials

AFFIDAVIT OF PUBLICATION

Baker, Oregon, October 31, 1978

STATE OF OREGON, }  
County of Baker } ss.

I, Jeanne Warren, being first duly sworn, depose and say that I am the Principal Clerk of the Baker Democrat-Herald which is a Daily (except Sunday) newspaper of general circulation published in Baker, in said county and state; that such newspaper is made up of at least four pages of five columns each and of at least 17 3/4 inches in depth of type matter; that such newspaper was regularly and un-interruptedly published once each week for at least twelve consecutive months immediately pre-ceeding the first publication of the attached Legal Advertisement #129 - Water Right Transfer Application, and has more than 200 bona fide subscribers within said county; that the #4012 Legal Advertisement

of which the one hereto attached is a true and correct copy as printed, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, once each Week for Three successive and consecutive Weeks being published Three times commencing with the issue dated the 20th day of September, 19, 78, and ending with the issue dated the 4th day of October, 19, 78, and that the dates of publication were September 20, 1978 September 27, 1978 October 4, 1978 *ok*

Jeanne Warren

Subscribed and sworn to before me this 31st day of October, 19 78

Shyllis Fuge  
Notary Public for Oregon.

My commission expires September 8, 19 82



NOTICE OF WATER RIGHT TRANSFER APPLICATION NO. 4012  
Notice is given hereby that an application has been filed in the office of the Water Resources Director by Charles M. Peterson for approval of a change in point of diversion from Clear Creek, pursuant to the provisions of ORS 540.510 to 540.530.  
The certificate recorded at page 10412, Volume 10, State Record of Water Right Certificates, in the name of F.S. Morrison, describes a right which includes the use of water from Clear Creek for stock use and irrigation of 18.0 ac with a date of priority of 1891, and for stock use and irrigation of 11.0 ac with a date of priority of 1910, all being within the SW 1/4 NE 1/4 of Sec 5, T 8S, R 46E, WM.  
The authorized point of diversion of record is located 1750 ft N & 530 ft W from the Center Corner of Sec. 5, being within the NE 1/4 NW 1/4 of Sec 5, T 8S, R 46E, WM, (Morrison Private Ditch).  
The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to an existing point of diversion located 3450 ft N & 1670 ft W from the Center Corner of Sec 5, being within the SW 1/4 SW 1/4 of Sec 32, T 7S, R 46E WM, (Jim Leep Ditch).  
All persons interested are notified hereby that a hearing will be held at the county courthouse at Baker, Oregon, on November 15, 1978, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing; one copy to be served on Charles M. Peterson, Rt. 1, Box 150, Halfway, OR 97834; and one copy filed with the Water Resources Department, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Department upon request.  
Dated at Salem, Oregon this 8th day of August, 1978.  
James E. Sexson  
Director  
Legal No. 129  
Publish Sept. 20, 27, Oct. 4, 1978

ED  
8  
DEPT  
ON

*ok*





STATEMENT

BAKER  
**Democrat Herald**

PUBLISHED DAILY EXCEPT SUNDAY  
P. O. BOX 807  
BAKER, OREGON 97814

RECEIVED

NOV 22 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

October 31, 1978

Water Resources Department  
Mill Creek Office Park  
555 13th Street N. E.  
Salem, Oregon 97310

RECEIVED

NOV 3 1978

WATER RESOURCES DEPT  
SALEM, OREGON

September 20, 1978 Legal Advertisement #129 - Water Right  
Transfer Application No. 4012  
7½" @ 2.00 per inch = \$15.00

September 27, 1978 Legal Advertisement #129 - Water Right  
Transfer Application No. 4012  
7½" @ 1.50 per inch = 11.25

October 4, 1978 Legal Advertisement #129 - Water Right  
Transfer Application No. 4012  
7½" @ 1.50 per inch = 11.25

Total Due

\$37.50

THE  
DEMOCRAT HERALD

PAID

★ ★ PAID ★ ★  
11/21/78 pf

3783-066

November 20, 1978

Charles M. Peterson  
Route 1, Box 150  
Halfway, Oregon 97834

RE: File No. T-4012

Dear Mr. Peterson:

The statutory fees and the cost of publication of notice, necessary to your water right transfer application No. 4012, amount to a total of \$74.50. The total of payments received in connection with the application exceeded this amount by \$10.50.

Our refund check No. 2840 is enclosed.

Sincerely,

James W. Carver, Jr.  
Engineer

JWC:lcj

378-3066

November 20, 1978

The Democrat-Herald  
P.O. Box 807  
Baker, Oregon 97814

RE: File No. T-4012

Gentlemen:

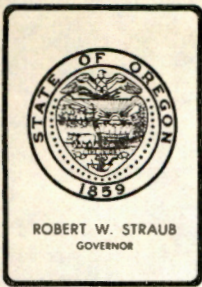
Enclosed is our check No. 2841 in the amount of \$37.50 in payment of your statement received November 3, 1978.

Please receipt the enclosed statement and return it to this office. Thank you.

Sincerely,

James W. Carver, Jr.  
Engineer

JWC:lcj



## *Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

September 14, 1978

Democrat-Herald  
P.O. Box 807  
Baker, Oregon 97814

RE: File No. T-4012

Gentlemen:

The notice of water right transfer application No. 4012 published in your newspaper August 14, 21 and 28, 1978, contained an omission as to the requirements for filing objections to the proposed change. This omission causes the notice to NOT comply with statutes, making it necessary to begin again on the required publication of notice. The affidavit and statement received from you September 14, 1978, are enclosed.

We are sending another notice, containing a new date for hearing, on green paper, for publication in the September 20 and 27; and October 4, 1978, issues of your newspaper.

Upon completion, please forward an affidavit of publication and statement for this service to this office.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj  
cc: Charles M. Peterson  
cc: V. Kent Searles, Watermaster

**NOTICE OF WATER RIGHT TRANSFER APPLICATION NO. 4012**  
 Notice is given hereby that an application has been filed in the office of the Water Resources Director by Charles M. Peterson for approval of a change in point of diversion from Clear Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 10412, Volume 10, State Record of Water Right Certificates, in the name of F.S. Morrison, describes a right which includes the use of water from Clear Creek for stock use and irrigation of 18.0 ac with a date of priority of 1891, and for stock use and irrigation of 11.0 ac with a date of priority of 1910, all being within the SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> of Sec 5, T8S, R46E, WM.

The authorized point of diversion of record is located 1750 ft N & 530 ft W from the center Corner of Sec 5, being with the NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Sec 5, T8S, R46E, WM, (Morrison Private Ditch).

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to an existing point of diversion located 3450 ft N & 1670 ft W from the Center Corner of Sec 5, being within the SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Sec 32, T7S, R 46E, WM, (Jim Leap Ditch).

All persons interested are notified hereby that a hearing will be held at the county courthouse at Baker, Oregon, on October 4, 1978, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing: one copy to be served on Charles M. Peterson, Rt. 1, Box 150, Halfway, OR 97834; and one copy filed with the Water Resources Director without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Department upon request.

Dated at Salem, Oregon this 8th day of August, 1978.  
 James E. Sexson  
 Director  
 Publish: August 14, 21, 28, 1978  
 Legal No. 112

*typed line omitted*

**AFFIDAVIT OF PUBLICATION**

Baker, Oregon, August 31, 1978

STATE OF OREGON, }  
 County of Baker } ss.

I, Jeanne Warren, being first duly sworn, depose and say that I am the Principal Clerk of the Baker Democrat-Herald which is a Daily (except Sunday) newspaper of general circulation published in Baker, in said county and state; that such newspaper is made up of at least four pages of five columns each and of at least 17<sup>3</sup>/<sub>4</sub> inches in depth of type matter; that such newspaper was regularly and uninterruptedly published once each week for at least twelve consecutive months immediately preceding the first publication of the attached Legal Advertisement #112 - Water Right Transfer, and has more than 200 bona fide subscribers within said county; that the Legal Advertisement

of which the one hereto attached is a true and correct copy as printed, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, once each Week for Three successive and consecutive Weeks being published Three times commencing with the issue dated the 14th day of August, 19, 78, and ending with the issue dated the 28th day of August, 19, 78, and that the dates of publication were August 14, 1978 August 21, 1978 August 28, 1978

Jeanne Warren

Subscribed and sworn to before me this 31st

day of August, 1978

Shylla Fuge  
 Notary Public for Oregon.

My commission expires September 8, 1978



PT.



STATEMENT

BAKER  
**Democrat Herald**

PUBLISHED DAILY EXCEPT SUNDAY  
P. O. BOX 807  
BAKER, OREGON 97814

**RECEIVED**

SEP 14 1978

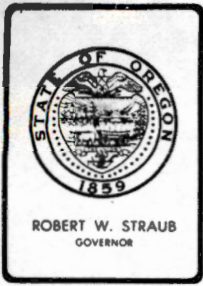
**WATER RESOURCES DEPT.  
SALEM, OREGON**

August 31, 1978

Water Resources Department  
Mill Creek Office Park  
555 13th Street N. E.  
Salem, Oregon 97310

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|                 |   |
|-----------------|---|
| August 14, 1978 | Legal Advertisement #112 - Water Right Transfer<br>Application No. 4012<br>7" @ 2.00 per inch = \$14.00 |
| August 21, 1978 | Legal Advertisement #112 - Water Right Transfer<br>Application No. 4012<br>7" @ 1.50 per inch = 10.50   |
| August 28, 1978 | Legal Advertisement #112 - Water Right Transfer<br>Application No. 4012<br>7" @ 1.50 per inch = 10.50   |
|                 | Total Due \$35.00   |



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

August 8, 1978

Democrat-Herald  
P.O. Box 807  
Baker, Oregon 97814

RE: File No. T-4012

Gentlemen:

Enclosed is a notice for publication in the August 14, 21 and 28, 1978, issues of your newspaper.

If, for any reason, the notice cannot be published on the three dates specified above, please return it to this office.

Upon completion, please forward an affidavit of publication and statement for this service to this office.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj  
cc: Charles M. Peterson  
cc: V. Kent Searles, Watermaster



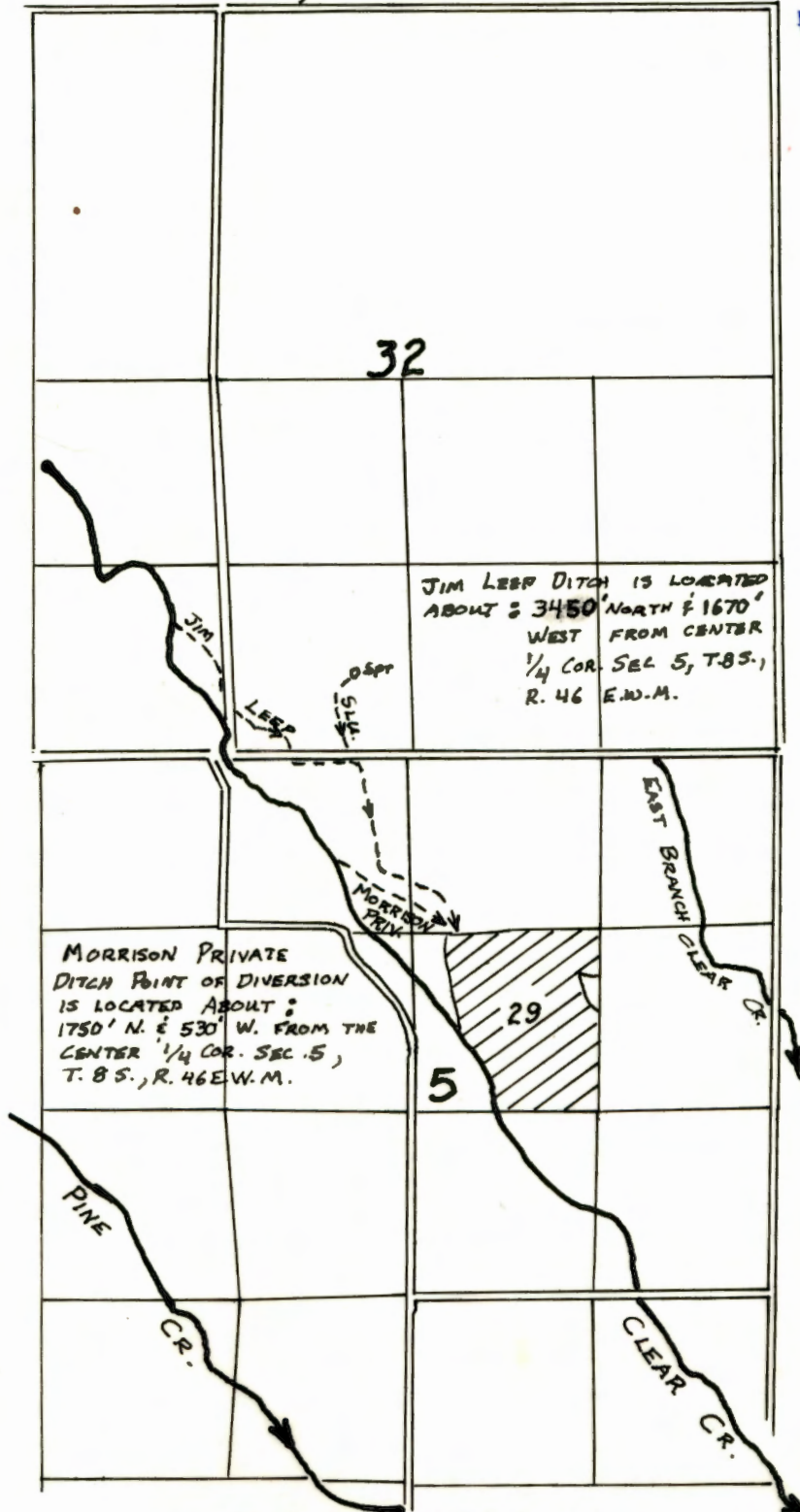
T-4012

**RECEIVED**

AUG 3 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

T. 7 S., R. 46 E.W.M.



32

JIM LEEP DITCH IS LOCATED ABOUT : 3450' NORTH & 1670' WEST FROM CENTER 1/4 COR. SEC 5, T.8S., R. 46 E.W.M.

MORRISON PRIVATE DITCH POINT OF DIVERSION IS LOCATED ABOUT : 1750' N. & 530' W. FROM THE CENTER 1/4 COR. SEC. 5, T. 8 S., R. 46 E.W.M.

5

29

MAP TO ACCOMPANY  
TRANSFER APPLICATION  
OF CHARLES M. PETERSON  
7/21/78

TRACED FROM PINE CR.  
ADJUDICATION MAPS

THIS MAP PREPARED BY:  
*R. Keith Dowler*  
FROM INFORMATION FURNISHED BY  
THE APPLICANT.

T. 8 S., R. 46 E.W.M.