

3627  
RAGSDALE

3627

# STATUS OF APPLICATION

# DESCRIPTION OF WATER RIGHT

# FEES PAID

Change in place of use  
 Date filed 4-14-77  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 10-4-77 Vol. 29, page 426  
 Date for application of water 10-1-79  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued 12/01/2006 Vol. \_\_\_\_\_, page 82273  
12/01/2006 82274

Name of stream Beaver Creek  
 Trib. of \_\_\_\_\_ County of Baker  
 Use domestic, irrigation, fire protection  
 Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_  
 Name of ditch \_\_\_\_\_  
 Date of priority 1869 & Feb. 5, 1962  
 In name of USA - US Army Engineer Dist.  
Powder Riv. Adjudication, Vol. 6, page 446  
T# S-144  
 App. No. A# 37384 Per. No. 27827 Cert. No. 30545  
30651  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

Date	Amount	Receipt No.
4-14-77	\$ 30.00	59736
9-14-77	5.00	63851
TOTAL . . .		
	Cert. Fee	

# FEES REFUNDED

Date	Amount	Check No.

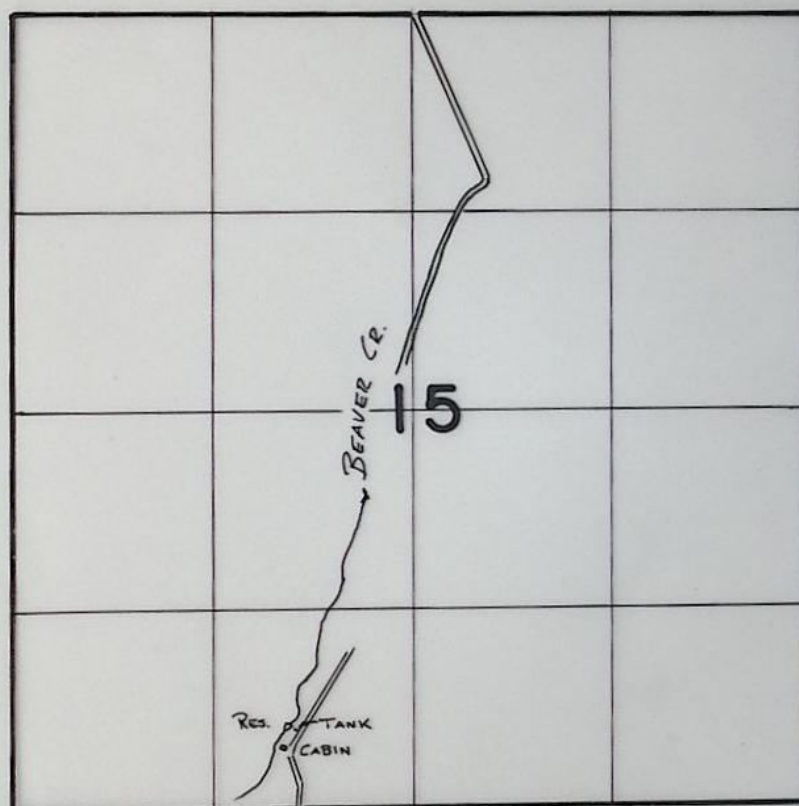
# REMARKS

to survey 10/79

	INDEX CARDS:	Entered	Checked
✓	Name	lcj	
✓	Stream	lcj	
✓	Pl. of Div.	lcj	
✓	Calendar	lcj	
✓	Checked to Record	lcj	
✓	Twp. & Rge.	lcj	
✓	Deed-vault	lcj	
✓	Deed-safe	lcj	
✓	Cert. of W/R	lcj	
✓	Per. Folder	lcj	
	Chitindex		
	Cross Ref.		
	Power Claim		
✓	Abstracts	lcj	



T. 11S., R. 40E., W.M.



SCALE 1" = 1320'

**FINAL PROOF SURVEY**  
UNDER

**TRANSFER 3627**  
IN NAME OF

**OLEN D. & FLORENCE A. RAGSDALE**

Surveyed 4-12-1990, by V.L. Church



This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OLEN D. & FLORENCE A. RAGSDALE  
1565 EAST STREET  
BAKER CITY, OREGON 97814

confirms the right to use the waters of BEAVER CREEK, a tributary of POWDER RIVER, for DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN AND GARDEN, AND FIRE PROTECTION.

This right was confirmed by decree of the Circuit Court of the State of Oregon for BAKER County. The decree is of record at Salem, in the Order of Record of the WATER RESOURCES DIRECTOR, in Volume 6, at Page 291. The date of priority is 1869.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 CUBIC FOOT PER SECOND, and shall be limited to the use of water during the irrigation season, and shall be further limited to all other conditions and limitations contained in said decree.

The point of diversion is located as follows:

SE 1/4 SW 1/4, SECTION 15, T 11 S, R 40 E, W.M.; 480 FEET NORTH  
AND 800 FEET WEST FROM THE S 1/4 CORNER, SECTION 15.



A description of the place of use to which this right is appurtenant is as follows:

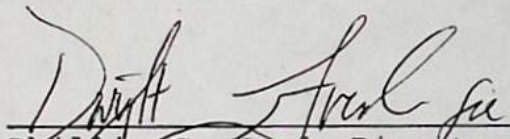
SE 1/4 SW 1/4  
SECTION 15  
TOWNSHIP 11 SOUTH, RANGE 40 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered on October 4, 1977, approving Transfer Application T-3627, and together with Certificate 30651 supersedes Certificate 30545, Volume 22, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed

**DEC 01 2006**

  
\_\_\_\_\_  
Phillip C. Ward, Director  
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates numbered 82273

T-3627(30545) .JWG



This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OLEN D. & FLORENCE A. RAGSDALE  
1565 EAST STREET  
BAKER CITY, OREGON 97814

confirms the right to use the waters of BEAVER CREEK, a tributary of POWDER RIVER, for DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN AND GARDEN, AND FIRE PROTECTION.

This right was perfected under Permit 28727. The date of priority is FEBRUARY 5, 1962. The amount of water to which this right is entitled is limited to an amount actually beneficially used and together with the amount described in the certificate recorded at page 30545, Volume 22, shall not exceed 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 SW 1/4, SECTION 15, T 11 S, R 40 E, W.M.; 480 FEET NORTH  
AND 800 FEET WEST FROM THE S 1/4 CORNER, SECTION 15.

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

A description of the place of use to which this right is appurtenant is as follows:

SE 1/4 SW 1/4  
SECTION 15  
TOWNSHIP 11 SOUTH, RANGE 40 EAST, W.M.

T-3627(30651).JWG

Certificate Number 82274

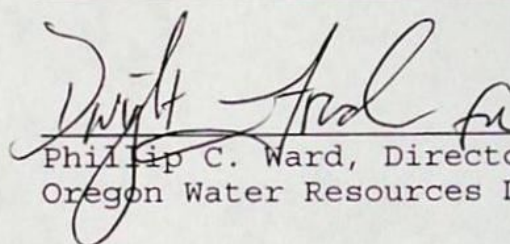


The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered on October 4, 1977, approving Transfer Application T-3627, and together with Certificate 30545 supersedes Certificate 30651, Volume 22, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed

DEC 01 2006

  
\_\_\_\_\_  
Phillip C. Ward, Director  
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates numbered 82274

T-3627(30651).JWG



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON  
BAKER COUNTY

IN THE MATTER OF THE APPLICATION OF )  
OLEN D. AND FLORENCE A. RAGSDALE FOR )  
APPROVAL OF A CHANGE IN PLACE OF USE )  
OF WATER FROM BEAVER CREEK )  
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ORDER APPROVING  
TRANSFER NO. 3627

On April 14, 1977, an application was filed in the office of the Water Resources Director by Olen D. and Florence A. Ragsdale for a change in place of use under existing water rights of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 30545, Volume 22, State Record of Water Right Certificates, in the name of U.S.A. U.S. Army Engineer District, describes a right for the use of water from Beaver Creek during the irrigation season of each year for domestic, irrigation and fire protection at Baker Air Force Station within SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 23, and NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 26, Township 11 South, Range 40 East, W.M., with a date of priority of 1869. *pol*

The certificate recorded at page 30651, Volume 22, State Record of Water Right Certificates, in the name of U.S.A. U.S. Army Engineer District, describes a right for the use of water from Beaver Creek for domestic use at Baker Air Force Station within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 23 and NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 26, Township 11 South, Range 40 East, W.M., with a date of priority of February 5, 1962.

Water for the said rights is diverted from a point located 480 feet North and 800 feet West from the South quarter corner of Section 15, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 15, Township 11 South, Range 40 East, W.M.

The applicants herein, owners of the lands above described, propose to sever the rights therefrom and, without loss of priority, to use the water appro-

*U29  
4426-427*



priated, to the extent of not to exceed 0.01 cubic foot per second, for domestic use in one residence, including irrigation of not to exceed one-half acre lawn and garden, and fire protection, within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 15, Township 11 South, Range 40 East, W.M.

Mr. V. Kent Searles, 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.

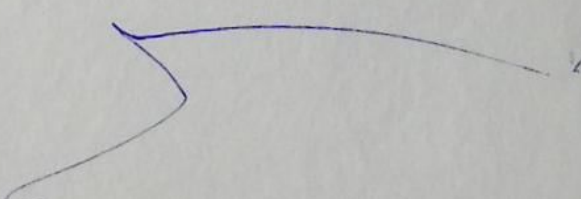
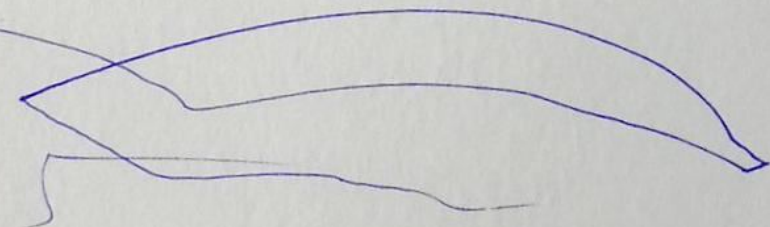
NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1979.

It is FURTHER ORDERED that the certificates of water right heretofore issued to U.S.A. U.S. Army Engineer District and recorded at pages 30545 and 30651, Volume 22, State Record of Water Right Certificates, are canceled, 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 4th day of October, 1977.

/s/ James E. Sexson  
Director





## STATE OF OREGON

COUNTY OF BAKER

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That UNITED STATES OF AMERICA  
U. S. Army Engineer District, Seattle

of 1519 Alaskan Way South, Seattle 4, State of Washington, has a right to the use of  
 the waters of Beaver Creek, tributary of Powder River,

for the purpose of irrigation, domestic use and fire protection at Baker Air Force  
 Station,

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 6, at page 291; that the priority of the right thereby  
 confirmed dates from 1869,

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
 amount actually beneficially used for said purposes, and shall not exceed 0.04 cubic foot per  
 second, and shall be limited to the use of water during the irrigation season,  
 and shall be further limited to all other conditions and limitations contained  
 in said decree.

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:

SW  $\frac{1}{4}$  SW  $\frac{1}{4}$   
 Section 23  
 NW  $\frac{1}{4}$  NW  $\frac{1}{4}$   
 Section 26  
 T. 11 S., R. 40 E., W. M.

This certificate is issued to confirm a change in use and place of use and  
 point of diversion of water approved by an order of the State Engineer entered  
 January 26, 1962, pursuant to the provisions of ORS 540.510 to 540.530, and to-  
 gether with the certificate recorded at page 29681, Volume 21, State Record of  
 Water Right Certificates, supersedes certificate of water right heretofore issued  
 to R. Lee and J. M. Stewart, and recorded at page 4483, Volume 5, State Record of  
 Water Right Certificates.

And said right shall be subject to all other conditions and limitations contained in said decree.  
 The right to the use of the water for the purposes aforesaid is restricted to the lands or place of  
 use herein described.

WITNESS the signature of the State Engineer, affixed

this 7th day of February, 1963.

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 22, page 30545



STATE OF OREGON  
COUNTY OF      BAKER  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That** U. S. Army Engineer District, Seattle,  
for and on behalf of  
THE UNITED STATES OF AMERICA  
of 1519 Alaskan Way South, Seattle 4, State of Washington, has made proof  
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of  
Beaver Creek

a tributary of Powder River for the purpose of  
domestic use at Baker Air Force Station

under Permit No. 27827 of the State Engineer, and that said right to the use of said waters  
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby  
confirmed dates from February 5, 1962,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually beneficially used for said purposes, and ~~shall not exceed~~  
together with the amount described in the certificate recorded at page 30545,  
Volume 22, shall not exceed 0.04 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 SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 15, T. 11 S., R. 40 E., W. M.

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 \_ \_ \_ \_ \_ of one cubic foot per second  
per acre,

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 hereby confirmed, and to which such right is  
appurtenant, is as follows:

SW $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 23  
NW $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 26  
T. 11 S., R. 40 E., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of  
use herein described.

WITNESS the signature of the State Engineer, affixed

this date. February 8, 1963

\_\_\_\_\_  
CHRIS L. HERIER  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 22 , page 30651