

3985 Blair

Name Henry & Bessie Blair

3985

DESCRIPTION OF WATER RIGHT

By Box 5Address Andrews StarBurns Or 97720Change in POU & PODDate filed June 27, 1978Date of hearing Nov 28, 1979Place of hearing BurnsDate of order 12-20-78 Vol. 32, page 589Date for application of water 10-1-81

Proof mailed

Proof received

Certificate issued MAR 23 1989 Vol. 57, page 60566Name of stream Wildhorse CreekTrib. of _____ County of HarneyUse irrigation

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 1887 & 1902In name of Harry E. Blair
Robert E. BlairWildhorse Cr. Adjudication, Vol. 15, page 368App. No. _____ Per. No. _____ Cert. No. 20913

Certificate cancelled

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
6-27-78	23.90	9392
9-11-79	51.10	14053
9-24-79	35 -	14205
TOTAL . . .		
	Cert. Fee	

Burns Times-Herald #31.72 pd 11/14/79 ck #3469

FEES REFUNDED

Date	Amount	Check No.
11-14-79	33.25	3670

Ex 20 -
 POU 10 -
 FOD 15 -
 POD 31.72
 76.72 ✓

REMARKS

See T-4293 (cert 20915)

Card for C NOV 20 1981

W.R.I.S.

Assembled 6-17-85 by 204

Entered _____ by _____

Verified _____ by _____

INDEX CARDS:

Entered _____ Checked _____

Name _____

Stream _____

Pt. of Div. _____

Calendar _____

Twp. & Rge. _____

Decree-vault _____

Decree-safe _____

Cen. of W.R. _____

Per. folder _____

Cardindex _____

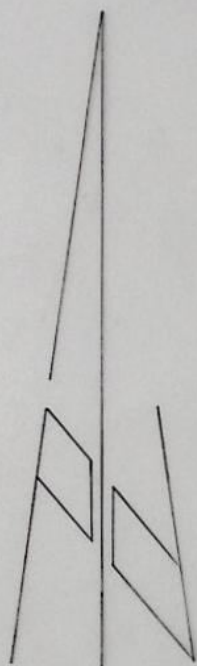
Cross Ref. _____

Power Claim _____

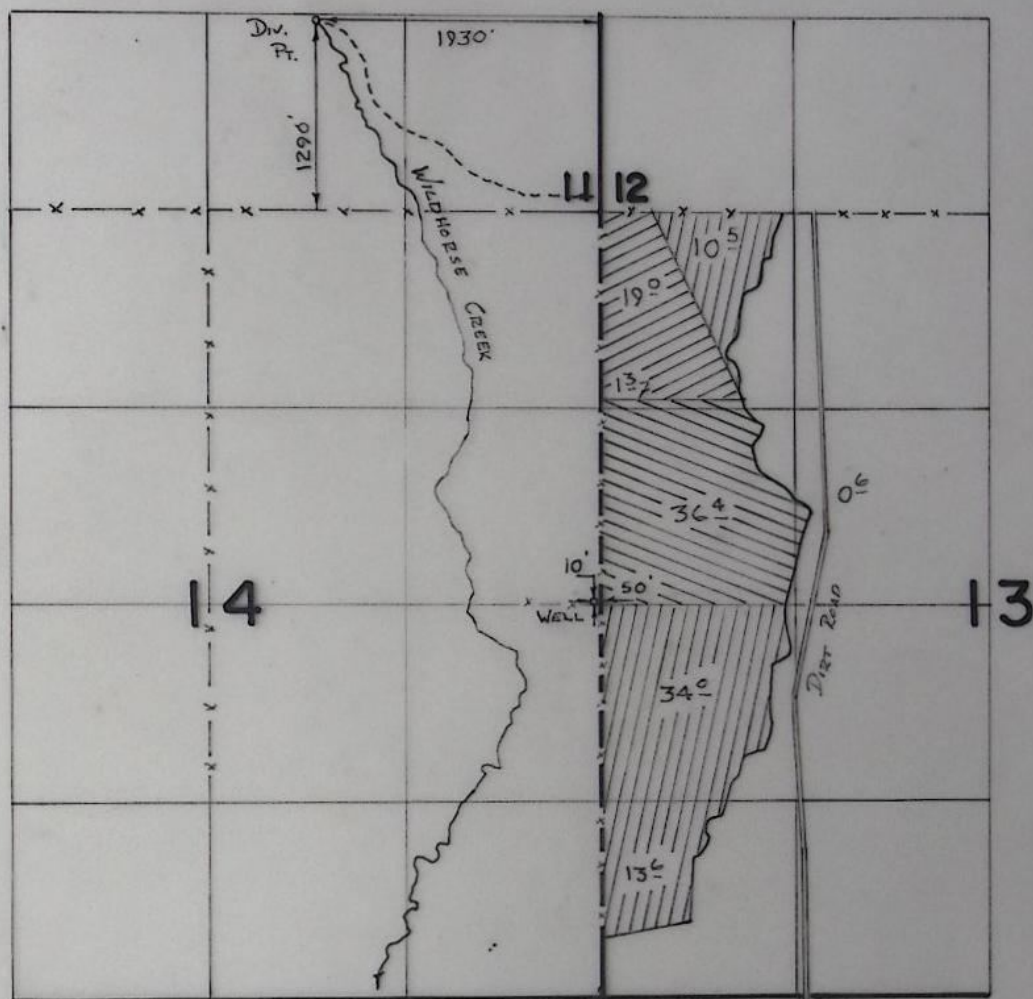
Abstracts _____

1979

T. 35S., R. 33E., W.M.



Scale 1"=1320'



T-3985



T-4293



PER. 43216 & 44048

FINAL PROOF SURVEY UNDER

TRANSFERS 3985, 4293

Application No. **57573** Permit No. **43216**
IN NAME OF

HENRY & BESSIE BLAIR

Surveyed 7-18, 1988, by V.L. Church

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

This Is to Certify, That HARRY E. BLAIR and BESSIE BLAIR

of the Andrews and, Agents to the State of Oregon, has a right to the use of

the waters of Wildhorse Creek, West Channel

for the purpose of irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Harney County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 331; that the priority of the right thereby confirmed dates from 1887;

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-sixtieth of one cubic foot per second per acre irrigated during each year, provided that the total quantity diverted shall not exceed 2½ acre-feet per acre during any one 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:

3.6 acres in the NW¼ NW¼
13.8 acres in the SW¼ NW¼
1.6 acres in the NW¼ SW¼
Section 24,
T. 35 S., R. 33 E., W.M.

NO RR

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 4th day of November, 1955.

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 15, page 20913.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

HARNEY COUNTY

IN THE MATTER OF THE APPLICATION)
OF HENRY & BESSIE BLAIR FOR AP-)
PROVAL OF CHANGES IN PLACE OF USE)
AND POINT OF DIVERSION OF WATER)
- - - - -

ORDER APPROVING
TRANSFER NO. 3985

On June 27, 1978, an application was filed in the office of the Water Resources Director by Henry and Bessie Blair for approval of changes in place of use and point of diversion of water from Wildhorse Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 20913, Volume 15, State Record of Water Right Certificates, in the names of Henry E. Blair and Bessie Blair, describes a right for the use of not to exceed 1/60th cubic foot per second per acre, not to exceed 2½ acre feet per acre per year, from Wildhorse Creek, West Channel, for irrigation of a certain 3.6 acres in NW¼ NW¼, 13.8 acres in SW¼ NW¼ and 1.6 acres in NW¼ SW¼, Section 24, Township 35 South, Range 33 East, W.M., with a date of priority of 1887. Water for this right is diverted, through the Larson Ditch, from a point located 1400 feet North and 850 feet West from the Southeast Corner of Section 14, being within the NE¼ SE¼ of Section 14, Township 35 South, Range 33 East, W.M.

The applicants herein, owners of the lands above described, propose to change the place of use and point of diversion therefrom and, without loss of priority, to irrigate in lieu thereof a certain 19.0 acres in NW¼ NW¼ of Section 13, Township 35 South, Range 33 East, W.M., from a point of diversion located 1260 feet North and 1850 feet West from the Southeast Corner of Section 11, being within the SW¼ SE¼, Section 11, Township 35 South, Range 33 East, W.M. (Surplus Ditch).

Notice of the application, pursuant to ORS 540.520(2), was published in the Times-Herald, a newspaper printed and having general circulation in Harney County, Oregon, for a period of three weeks in the issues of October 4, 11 and 18, 1979.

Mr. William H. Beal, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of diversion may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes

in place of use and point of diversion may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use and point of diversion, as described herein, without loss of priority, are 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 effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

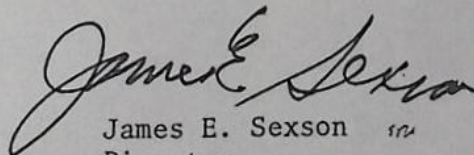
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made and that said water so transferred shall be applied to beneficial use on or before October 1, 1981.

It is FURTHER ORDERED that the certificate recorded at page 20913, Volume 15, State Record of Water Right Certificates, is 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 applicants herein.

Dated at Salem, Oregon this 20th day of December, 1979.


James E. Sexson
Director

NOTICE OF WATER RIGHT TRANSFER
APPLICATIONS NOS. 3895 & 4293

The Water Resources Director of Oregon has received and filed two applications by Henry & Bessie Blair for approval, without loss of priority, of changes in place of use and point of diversion of water under certain water rights.

The certificate recorded at page 20913, Volume 15, State Record of Water Right Certificates, in the names of Henry E. Blair & Bessie Blair, describes a right for the use of not to exceed 1/60 cubic foot per second per acre, not to exceed 2 1/2 ac ft per acre per year, from Wildhorse Cr, West Channel, for irrigation of a certain 3.6 ac in NW 1/4 NW 1/4, 13.8 ac in SW 1/4 NW 1/4 & 1.6 ac in NW 1/4 SW 1/4, Sec 24, T 35S, R 33E., W.M., with a date of priority of 1887. Water for this right is diverted, through the Larson Ditch, from a point located 1400 ft. N. & 850 ft. W from the SE Corner of Sec. 14, being within the NE 1/4 SE 1/4 of Sec. 14, T 35S., R 33E., W.M.

The certificate recorded at page 29015 of said volume, in the name of Robert, E. Blair, describes a right for the use of not to exceed 1/60th c.f.s per acre per year, not to exceed 2 1/2 ac ft per year, from Wildhorse Cr for irrigation of a certain 8.9 ac in NE 1/4 NE 1/4, 10.6 ac in SW 1/4 NE 1/4 & 18.8 ac in SE 1/4 NE 1/4, Sec 26, T 35S, R 33E, WM., with a date of priority of 1902. Water for this right is diverted, through an unnamed ditch, from a point located 580 ft N and 280 ft. W from the NE Corner of Sec. 26, being within the SE 1/4 SE 1/4 of Sec 23, T 35S, R 33E, WM.

The applicants herein, owners of the lands above described, propose to change the place of use & point of diversion therefrom and, without loss of priority, to irrigate in lieu thereof a certain 19.0 ac in NW 1/4 NW 1/4, with an 1887 priority, & 38.3 ac in SW 1/4 NW 1/4, with a 1902 priority, all in Sec 13, T 35N, R 33E, WM, from a point of diversion located 1260 ft N & 1850 ft W from the SE Corner of Sec 11, being within the SW 1/4 SE 1/4, Sec 11, T 35S, R 33E, WM (Surplus Ditch).

Pursuant to ORS 540.520(2), a hearing is scheduled for 9:30 a.m. on Wednesday, November 28, 1979, at the Harney County Courthouse, Burns, Oregon. Any objections to the proposed changes must be prepared in writing: one copy to be served on the applicants at Andrews Star Rt, Box 5, Burns, OR 97720; and one copy filed in the office of the Water Resources Director, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Rules for filing objections will be furnished upon request.

IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING.

Dated at Salem, Oregon this 26th day of September, 1979.

James E. Sexson, Director
Publish October 4, 11 and 18, 1979.

Burns Times-Herald

AFFIDAVIT OF PUBLICATION

STATE OF OREGON () ss.
County of Harney ()

I, Arthur P. Heerwagen, being first duly sworn, depose and say that I am the publisher of the Burns Times-Herald, a newspaper of general circulation, as defined by ORS 193.010 and 193.020, printed and published at Burns, in the aforesaid County and State by the Burns Times-Herald that the Notice of
water right transfer applications
NOS. 3895 & 4293

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for three successive and consecutive weeks in the following issues:

Publish Oct. 4, 11 & 18, 1979

Subscribed and sworn to before me this 18 day of October, 1979.

Patricia L. Flatness
Notary Public for Oregon

(My commission expires 7-4-83)

No. _____

In the _____ Court of the

STATE OF OREGON
for the
COUNTY OF HARNEY

Filed _____, 19____

Clerk.

By _____ Deputy.

From the Office of _____

Attorney for _____



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APPLICATIONS NOS. 3895 & 4293

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live box traps are exempted from outbreak. Mouse, rat, gopher and such as in the case of a rabies, health and safety is endangered, ban by the State Health Division if the temporary suspension of the Also included is a provision for ly end predator trapping as well. five-year phase-out would eventual predator control trapping. A immediately, with the exception of the sale and use of leghold traps November 1980 ballot, would ban The request, if it makes it to the sponsoring the drive: Trapping, a Salem-based group, is September. Oregonians Against leghold traps in Oregon began in

Burns Times-Herald

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COUNTY OF HARNEY

Filed _____, 19____

Clerk.

By _____ Deputy.

From the Office of _____

Attorney for _____

RECEIVED

OCT 22 1979

WATER RESOURCES DEPT
SALEM, OREGON

