

Name Grant T. Warnock

By \_\_\_\_\_

Address \_\_\_\_\_

Imnaha, Oregon 97842Change in PODDate filed 1-6-78Date of hearing 3-14-78Place of hearing EnterpriseDate of order 3-16-78 Vol. 30, page 466Date for application of water 10-1-79

Proof mailed \_\_\_\_\_

Proof received \_\_\_\_\_

Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

3857

## DESCRIPTION OF WATER RIGHT

Name of stream Imnaha RiverTrib. of \_\_\_\_\_ County of Wallowa

Use \_\_\_\_\_

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

Name of ditch \_\_\_\_\_

Date of priority \_\_\_\_\_

In name of Ida F. SnellImnaha Riv. Adjudication, Vol. 10, page 328App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 9387

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

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

## FEES PAID

Date	Amount	Receipt No.
<u>1-6-78</u>	<u>80.00</u>	<u>554</u>
TOTAL . . .		
	— Cert. Fee	
<u>Wallowa Co. Chieftain #33.54 pd 2-8-78 ck# 1986</u>		

## FEES REFUNDED

Date	Amount	Check No.
<u>2-8-78</u>	<u>\$11.46</u>	<u>1987</u>
	Exam 20	
	POD 15	
	PON 33.54	
	<u>68.54</u>	

## REMARKS

CARD FOR C DEC 26 1979

W.R.I.S.

Assembled 6-28-85 by SPB

Entered \_\_\_\_\_ by \_\_\_\_\_

Verified \_\_\_\_\_ by \_\_\_\_\_

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
✓	Name		<u>lg</u>	_____
✓	Stream		<u>lg</u>	_____
✓	Pt. of Div.			_____
✓	Calendar		<u>lg</u>	_____
CHECKED TO RECORD:				
0	Twp. & Rge.			_____
✓	Deed-vault		<u>JWC</u>	_____
✓	Deed-safe		<u>lcy</u>	_____
✓	Cert. of W/R		<u>lcy</u>	_____
	Per. Folder			_____
	Chaindex			_____
	Cross Ref.			_____
	Power Claim			_____
✓	Abstracts		<u>lg</u>	_____



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WALLOWA COUNTY

IN THE MATTER OF THE APPLICATION )  
OF GRANT T. WARNOCK FOR APPROVAL )  
OF A CHANGE IN POINT OF DIVERSION )  
OF WATER FROM IMNAHA RIVER )  
-----

ORDER APPROVING  
TRANSFER NO. 3857

On January 6, 1978, an application was filed in the office of the Water Resources Director by Grant T. Warnock for approval of a change in point of diversion from Imnaha River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 9387, Volume 9, State Record of Water Right Certificates, in the name of Ida F. Snell, describes a right for the use of water from Imnaha River for irrigation of a certain 4.0 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$  and 6.0 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 23, Township 1 South, Range 48 East, W.M., with a date of priority of 1894.

Water for the said right is diverted, through the Snell Ditch, from a point located 100 feet North and 1600 feet East from the West Quarter Corner of Section 23, being within the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 23.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 950 feet South and 1500 feet East from the Northwest Corner of Section 23, being within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 23.

Notice of the application, pursuant to ORS 540.510, was published in the Wallowa County Chieftain, a newspaper printed and having general circulation in Wallowa County, Oregon, for a period of three weeks in the issues of January 19 and 26, and February 2, 1978.

Mr. Robert W. DeBow, 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.

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

V 30, P 466



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:

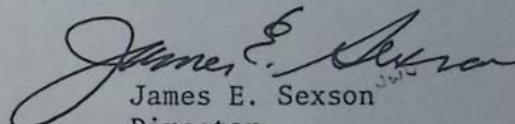
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Ida F. Snell and recorded at page 9387, Volume 9, 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 applicant herein.

Dated at Salem, Oregon, this 16th day of March, 1978.

  
James E. Sexson  
Director



## STATE OF OREGON

COUNTY OF **WALLOWA**

## CERTIFICATE OF WATER RIGHT

This is to Certify, That **IDA F. SNELL**

of **Imnaha**, State of **Oregon** has a right to the use of  
 the waters of **Imnaha River**  
 for the purpose of **Irrigation**

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
**Wallowa** County, and the said decree entered of record at Salem, in the Order  
 Record of the STATE ENGINEER, in Volume **11**, at page **6**; that the priority  
 of the right thereby confirmed dates from **1894**

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 **three-eighths** of  
**one cubic foot per second per acre of land irrigated, and not to exceed one and**  
**one-half acre feet per acre during any period of 30 days during the irrigation**  
**season.**

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:

**4.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$**

**6.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$**

**Section 23;**

**Township 1 South, Range 48 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 **5th** day  
 of **November**, 192**3**

**CHAS. E. STRICKLIN**

State Engineer.

Recorded in State Record of Water Right Certificates, Volume **9**, page **9387**



## Affidavit of Publication

STATE OF OREGON

County of Wallowa

ss

I, **Thelma Morgan**, being  
first duly sworn, depose and say that I am the  
**Office Manager**

(printer, foreman of the printer, principal clerk,  
publisher or business manager)  
of the **WALLOWA COUNTY CHIEFTAIN**, a  
newspaper of general circulation printed and  
published at Enterprise in the aforesaid County  
and State, as defined in Section 58, Oregon  
Laws, and that the

NOTICE OF WATER RIGHT  
TRANSFER APPLICATION  
NO. 3857

a printed copy of which is hereto annexed, was  
published in the entire issue of said newspaper  
for **3** weeks in the issues of

January 19, 1978

January 26, 1978

February 2, 1978

*Thelma Morgan*

Subscribed and sworn to before me this **2nd**  
day of **February**, 1978

*Ronald J. Stewart*  
Notary Public for Oregon

(My Commission expires **15 Jan. 1981**.)



RECEIVED  
FEB 7 1978  
WATER RESOURCES DEPT  
SALEM, OREGON

### NOTICE OF WATER RIGHT TRANSFER

Application No. 3857

Notice is given hereby  
that an application has  
been filed in the office of  
the Water Resources Di-  
rector by Grant T. War-  
nock for approval of a  
change in point of diver-  
sion from Imnaha River,  
pursuant to the provisions  
of ORS 540.510 to 540.530.

The certificate recorded  
at page 9387, Volume 9  
State Record of Water  
Right Certificates, in the  
name of Ida F. Snell,  
describes a right for the  
use of water from Imnaha  
River for irrigation of a  
certain 4.0 acres in NE 1/4  
NW 1/4 and 6.0 acres in  
SE 1/4 NW 1/4 of Sec 23, T 1  
S, R 48 E, WM, with a date  
of priority of 1894.

Water for the said right  
is diverted, through the  
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located 100 ft N and 1600 ft  
E from the W 1/4 Corner of  
Sec 23, being within the  
SE 1/4 NW 1/4 of said Sec 23.

The applicant herein,  
owner of the lands above  
described, proposed to  
change the point of diver-  
sion therefrom, without  
loss of priority, to a point  
located 950 ft S and 1500 ft  
E from the NW Corner of  
Sec 23, being within the  
NE 1/4 NW 1/4 of said Sec 23.

All persons interested  
are notified hereby that a  
hearing will be held at the  
county courthouse at En-  
terprise, Oregon, on March  
14, 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 prepar-  
ed in writing, one copy to  
be served on Grant T.  
Warnock, Imnaha, OR  
97842 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 OBJEC-  
TIONS ARE FILED, THE  
APPLICATION MAY BE  
APPROVED BY THE  
WATER RESOURCES  
DIRECTOR WITHOUT A  
HEARING. Instructions  
regarding the filing of a  
protest will be furnished  
by the Water Resources  
Department upon request.  
Dated at Salem, Oregon,  
this 6th day of January,  
1978.

James E. Sexson  
Director

c44t3