

3719

## STATUS OF APPLICATION

Change in POA  
Date filed June 29, 1977  
Date of hearing \_\_\_\_\_  
Place of hearing \_\_\_\_\_  
Date of order 2-27-78 Vol. 30, page 441  
Date for application of water 10-1-79  
Proof mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Certificate issued SEP 4 1980 Vol. 43, page 4944

Sent

### DESCRIPTION OF WATER RIGHT

Name of stream A Well  
Trib. of \_\_\_\_\_ County of Harney  
Use \_\_\_\_\_  
Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_  
Name of ditch \_\_\_\_\_  
Date of priority \_\_\_\_\_  
In name of \_\_\_\_\_  
\_\_\_\_\_, Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
App. No. G 118 Per. No. G 29 Cert. No. 28655  
Certificate cancelled \_\_\_\_\_  
Notation made on record by \_\_\_\_\_

**FEES PAID**

| Date        | Amount    | Receipt No. |
|-------------|-----------|-------------|
| 6-29-77     | 13.50     | 62090       |
| 9-17-77     | 21.50     | 62090       |
| TOTAL . . . |           |             |
|             | Cert. Fee |             |

FROM G-8020

## FEES REFUNDED

[illegible]

## REMARKS

| TO BE ENTERED WHERE CHECKED         | INDEX CARDS:                        |                                     | Entered                             | Checked                             |
|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|
|                                     | <input checked="" type="checkbox"/> | Name                                | <i>lig</i>                          | <input checked="" type="checkbox"/> |
| <input checked="" type="checkbox"/> | Stream                              | <i>lig</i>                          | <input checked="" type="checkbox"/> |                                     |
| <input type="checkbox"/>            | Pt. of Div.                         | <i>lig</i>                          | <input checked="" type="checkbox"/> |                                     |
| <input checked="" type="checkbox"/> | Calendar                            | <i>lig</i>                          | <input checked="" type="checkbox"/> |                                     |
| CHECKED TO RECORD:                  |                                     |                                     |                                     |                                     |
| <input checked="" type="checkbox"/> | Twp. & Rge.                         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input type="checkbox"/>            | Deeds-vault                         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input type="checkbox"/>            | Deeds-note                          | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input checked="" type="checkbox"/> | Cert. of W/R                        | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input checked="" type="checkbox"/> | Per. Folder                         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input type="checkbox"/>            | Chindex                             | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input type="checkbox"/>            | Cross Ref.                          | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input type="checkbox"/>            | Power Claim                         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |
| <input checked="" type="checkbox"/> | Abscissions                         | <i>lig</i>                          | <input checked="" type="checkbox"/> |                                     |



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

HARNEY COUNTY

IN THE MATTER OF THE APPLICATION )  
OF DEE V. DOMAN FOR APPROVAL OF )  
A CHANGE IN POINT OF APPROPRIA- )  
TION OF GROUND WATER )  
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ORDER APPROVING  
TRANSFER NO. 3719

On June 29, 1977, an application was filed in the office of the Water Resources Director by Dee V. Doman for approval of a change in point of appropriation from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 28655, Volume 20, State Record of Water Right Certificates, in the name of Henry and Ramona Fitchett, describes a right for the use of not to exceed 1.38 cubic feet per second from a certain ground water aquifer for the irrigation of a certain 35.3 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 35.2 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , 1.2 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$  and 38.6 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 6, Township 26 South, Range 34 East, W.M., with a date of priority of September 6, 1955.

Water for the said right is diverted from a well located 16 feet South and 1350 feet East from the Center Corner of Section 6, being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 6, Township 26 South, Range 34 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of appropriation therefrom, without loss of priority, to a well located 50 feet North and 1400 feet East from the Center Corner of Section 6, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 6, Township 26 South, Range 34 East, W.M.

Mr. David Beach, Hydrogeologist, Water Resources Department, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

Mr. William H. Beal, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in point of appropriation 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 appropriation, as described herein, without loss of priority, is approved.



It is FURTHER ORDERED that the quantity of water diverted at the new point of appropriation shall not exceed the quantity of water available at the old point of appropriation under the subject right, and shall not exceed 1.38 cubic feet per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install measuring devices:

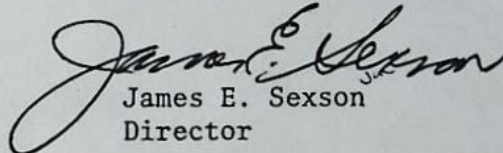
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 appropriation made on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Henry and Ramona Fitchett and recorded at page 28655, Volume 20, 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 27th day of February, 1978.

  
James E. Sexson  
Director



## STATE OF OREGON

COUNTY OF HARNEY

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That <sup>Dec V. & Shelia U. Deman</sup> HENRY & RAMONA FITCHETT

of <sup>STAR Rt. Box 13321 Hwy 78, Burns</sup> Crane, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of ~~Henry Fitchett Well~~ <sup>A WELL</sup>

a tributary of Crane Creek (South Fork Malheur River) for the purpose of irrigation of 110.3 acres

under Permit No. G-29 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 September 6, 1955

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 1.38 cubic feet per second, *if available at the original point of appropriation;*

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4 SE 1/4, Section 6, T. 26 S., R. 34 E., W.M. ~~Well is 20 1/2 chains East and 1 chain South from center Section 6.~~

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-eightieth 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 3 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 hereby confirmed, and to which such right is appurtenant, is as follows:

35.3 acres SW 1/4 NE 1/4  
35.2 acres SE 1/4 NE 1/4  
1.2 acres NE 1/4 SE 1/4  
38.6 acres NW 1/4 SE 1/4  
Section 6  
T. 26 S., R. 34 E., W.M.

This certificate is issued to confirm a change in point of diversion appropriation approved by an order of the WRD entered 2-27-78 and supersedes certificate of water right recorded at page 28655 Vol. 20 SRWRC.

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

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 20, page 28655

C-49447 T-3917

POD: SE NE Sec 6 T 26 S R 34 E WM  
2510'S E 1220' W from NE cor Sec 6



## STATE OF OREGON

COUNTY OF

HARNEY

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That**

DEE V. AND SHELIE U. DOMAN

Star Route, Box 13321, Hwy 78, Burns, State of Oregon 97720, has made application to the satisfaction of the Water Resources Director, of a right to the use of the waters of

Crane Creek  
for the purpose of  
irrigation of 110.3 acres

for the purpose of

Permit No. G-29 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 September 6, 1955

The amount of water to which such right is entitled and hereby confirmed, for the purposes intended, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.2 cubic feet per second, if available at the original point of appropriation; Section 6, T. 26 S., R. 34 E., W.M.; 20½ chains East and ¼ chain South

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the SE¼ NE¼, Section 6, T. 26 S., R. 34 E., W.M.; 2510 feet North and 1220 feet West from NE Corner, Section 6

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-eightieth 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 3 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 hereby confirmed, and to which such right is appurtenant, is as follows:

35.3 acres SW¼ NE¼

35.2 acres SE¼ NE¼

1.2 acres NE¼ SE¼

38.6 acres NW¼ SE¼

Section 6

T. 26 S., R. 34 E., W.M.

This certificate is issued to confirm a change in point of appropriation approved by an order of the Water Resources Director entered on February 27, 1978, and supersedes certificate of water right recorded at page 28655, Volume 20, State Record of Water Right Certificates.

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

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

WITNESS the signature of the Water Resources Director, affixed

this date. September 4, 1980

*James B. Saxon*  
Water Resources Director