

Name John Bootsma
 By _____
 Address 2337 2nd
Baker, OR 97814

3840

DESCRIPTION OF WATER RIGHT

Name of stream Powder River
 Trib. of _____ County of Baker
 Use _____
 Quantity of water _____ No. of acres _____
 Name of ditch _____
 Date of priority March 1905
 In name of _____
Powder River Adjudication, Vol. 14, page 310 ^{W.R.}
 App. No. _____ Per. No. _____ Cert. No. 9167
 Certificate cancelled _____
 Notation made on record by _____

FEEES PAID

Date	Amount	Receipt No.
<u>11-17-77</u>	<u>56.50</u>	<u>65100</u>
<u>5-25-78</u>	<u>-.25</u>	<u>3153</u>
TOTAL . . .		
<u>5-25-78</u>	<u>2 Cert. Fee</u>	<u>3153</u>

Change in POU
 Date filed 11-17-77
 Date of hearing _____
 Place of hearing _____
 Date of order 3-19-79 Vol. 31, page 695
 Date for application of water 10-1-80
 Proof mailed DEC 10 1982
 Proof received 1-24-83
 Certificate issued 2-24-83 Vol. 46, page 51925

FEEES REFUNDED

Date	Amount	Check No.
	Exam 20	
	POU 36.75	
	Cert 2.00	
	<u>58.75</u>	

REMARKS

* A+G-8835 awaiting approval of this Transfer
 DO NOT ISSUE RR CERT; ISSUE CONFIRMING CERT AFTER SURVEY
 OF T-3840 & T-4480 FOR LANDS FOUND IN SURVEY. C-9167 IS INCORRECT
 ORIGINAL ACREAGE SHOULD BE 2135.1 ACRES. CONFIRM IN THE NAME OF
 BAKER VALLEY IRRIGATION DISTRICT.

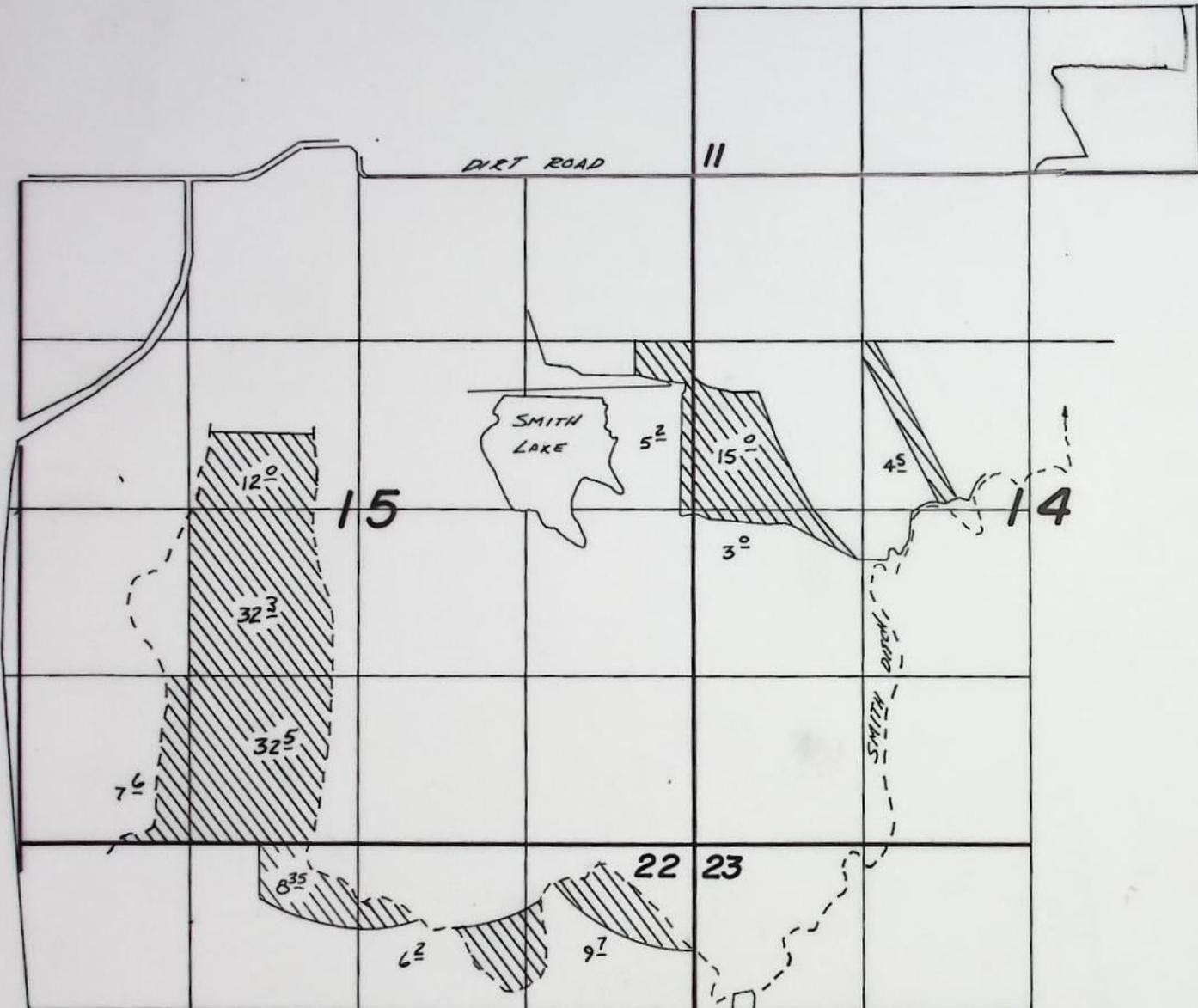
Form 130 sent JAN 10 1983

W.R.I.S.

Assembled 6-7-85 by SM
 Entered _____ by _____
 Verified _____ by _____

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

T. 9S., R. 40E., W.M.



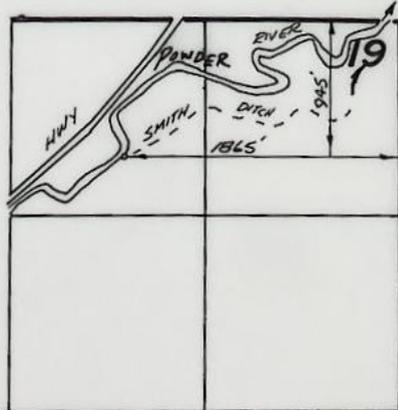
FINAL PROOF SURVEY
UNDER

TRANSFER 3840
IN NAME OF

JOHN BOOTSMA

SURVEYED Aug 5 1981, BY J.L. Church

T. 10S., R. 40E., W.M.



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BAKER COUNTY

IN THE MATTER OF THE APPLICATION)
OF JOHN BOOTSMA FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF)
WATER FROM POWDER RIVER)

ORDER APPROVING
TRANSFER NO. 3840

On November 17, 1977, an application was filed in the office of the Water Resources Director by John Bootsma for approval of a change in place of use of water from Powder River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 9167, Volume 9, State Record of Water Right Certificates, in the name of the Pacific Loan and Investment Company, Limited, describes a right which includes the use of water from Powder River for irrigation of 40.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, 33.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 23.15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, Township 9 South, Range 40 East, W. M., with a date of priority of March, 1905.

Water for the said right is diverted, through the Smith Ditch, from a point located 945 feet South and 1865 feet West from the Southeast Corner of Section 18, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19, Township 10 South, Range 40 East, W. M.

The applicant herein proposes to change the place of use from the lands above described, and without loss of priority, to irrigate in lieu thereof a certain 10.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11; 3.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 9.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12; 13.7 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 4.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 20.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14; 15.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 17.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 9.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15; and 12.75 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, and 21.4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, Township 9 South, Range 40 East, W. M.

The lands involved herein are within the boundaries of the Baker Valley Irrigation District and said District approved the proposed change in place of use of water.

These lands also have a supplemental right under permit No. 32932 providing for the use of water stored in Mason Reservoir with a date of priority of June 19, 1958.

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.

1/31/78

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, 1980.

It is FURTHER ORDERED that 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 the certificate of water right heretofore issued to The Pacific Loan and Investment Company, Limited and recorded at page 9167, Volume 9, State Record of Water Right Certificates, be canceled, and in lieu thereof a new confirming certificate of water right be issued to Baker Valley Irrigation District.

Dated at Salem, Oregon this 19th day of March, 1979.

James E. Sexson
Director

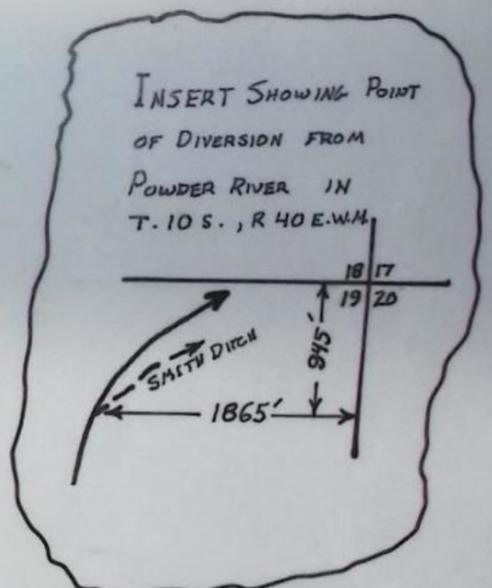
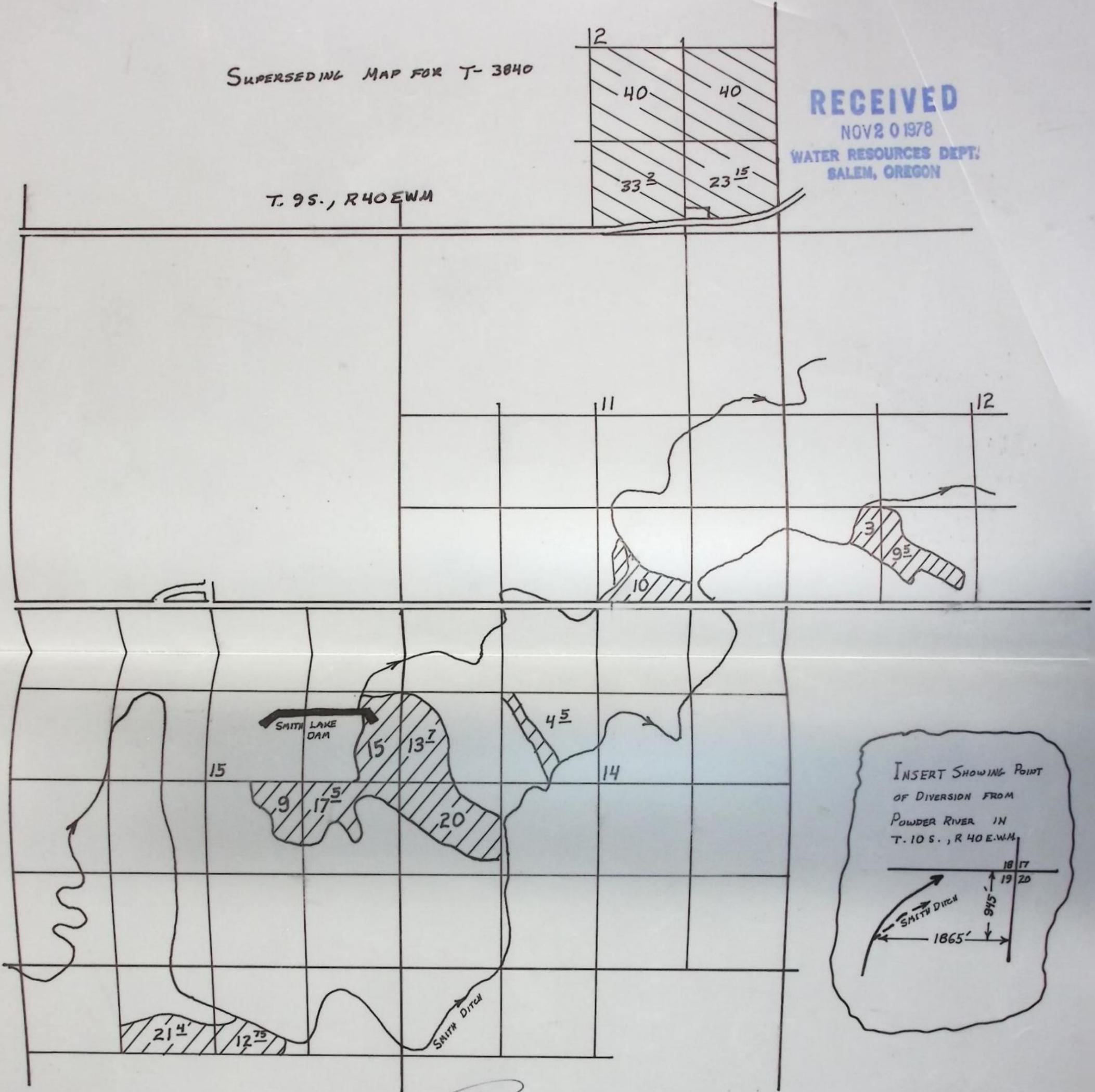
By *Chris L. Wheeler*
Deputy

P. 696

SUPERSEDING MAP FOR T-3840

RECEIVED
NOV 20 1978
WATER RESOURCES DEPT.
SALEM, OREGON

T. 9 S., R 40 E W M



22

John Bootwin

23

TRANS FROM 

TRANS TO 

218

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This is to Certify, That Baker Valley Irrigation District (successor in interest to Baker Irrigation Company) of Liverpool, England State of Oregon PO Box 127 Baker OR 97814 has a right to the use of the waters of Powder River, a tributary of Snake River

for the purpose of the irrigation of 2,150.1 acres and storage of 350 acre feet of water in Baker Reservoir 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 March, 1905

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 one cubic foot per second per acre; and shall be subject 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:

- Smith Ditch
15.0 acres in SW 1/4 NW 1/4
17.7 acres in NE 1/4 SW 1/4
40.0 acres in NW 1/4 SW 1/4
29.3 acres in SW 1/4 SW 1/4
4.1 acres in SE 1/4 SW 1/4
Section 31, T. 8 S., R. 41 E. W. M.
40.0 acres in NE 1/4 SE 1/4
22.0 acres in SE 1/4 SE 1/4
Section 36, T. 8 S. R. 40 E. W. M.
40.0 acres in NW 1/4 NE 1/4
20.0 acres in NE 1/4 NW 1/4
20.0 acres in SW 1/4 NW 1/4
34.7 acres in NW 1/4 SW 1/4
18.0 acres in SW 1/4 SW 1/4
Section 1;
40.0 acres in NE 1/4 NE 1/4
40.0 acres in NW 1/4 NE 1/4
40.0 acres in SW 1/4 NE 1/4
40.0 acres in SE 1/4 NE 1/4; T-3840
36.2 acres in SE 1/4 SW 1/4;
40.0 acres in NE 1/4 SE 1/4 - 40
40.0 acres in NW 1/4 SE 1/4 - 40
20 55.2 acres in SW 1/4 SE 1/4 - 33
985 35.0 acres in SE 1/4 SE 1/4 - 23 15
Section 2;
32.0 acres in SW 1/4 NE 1/4
40.0 acres in SE 1/4 NE 1/4
40.0 acres in NE 1/4 SE 1/4
40.0 acres in NW 1/4 SE 1/4
38.2 acres in SW 1/4 SE 1/4
40.0 acres in SE 1/4 SE 1/4, Section 10;
40.0 acres in NE 1/4 NE 1/4
40.0 acres in NW 1/4 NE 1/4
40.0 acres in SW 1/4 NE 1/4
40.0 acres in SE 1/4 NE 1/4,
40.0 acres in NE 1/4 NW 1/4
40.0 acres in SW 1/4 NW 1/4
40.0 acres in SE 1/4 NW 1/4
40.0 acres in NE 1/4 SW 1/4
34.2 acres in NW 1/4 SE 1/4
7.0 acres in SW 1/4 SE 1/4
5.0 acres in SE 1/4 SE 1/4, Section 11;
22.0 acres in NW 1/4 NW 1/4
40.0 acres in SW 1/4 NW 1/4
24.0 acres in SE 1/4 NW 1/4
35.0 acres in NE 1/4 SW 1/4
38.0 acres in NW 1/4 SW 1/4
9.5 acres in SW 1/4 SW 1/4
8.0 acres in NE 1/4 SE 1/4
30.0 acres in NW 1/4 SE 1/4, Section 12;
19.5 acres in NW 1/4 NE 1/4
15.0 acres in SW 1/4 NE 1/4
40.0 acres in NE 1/4 NW 1/4
40.0 acres in NW 1/4 NW 1/4
40.0 25.0 acres in SW 1/4 NW 1/4 #152
33.5 31.0 acres in SE 1/4 NW 1/4 #43
3.5 acres in NE 1/4 SW 1/4
23.0 20.0 acres in NW 1/4 SW 1/4 #32
40.0 acres in SW 1/4 SW 1/4
6.5 acres in SE 1/4 SW 1/4, Section 14;

NW 1/4 NE 1/4 Sec 19 T 10S R 40E W 1/4 SMITH DITCH - 945.5' x 1865' W from NE cor Sec 19 NE 1/4 NW 1/4 Sec 17 T 10S R 40E W 1/4 McKittrick Pump - 105' x 1570' E from NE cor Sec 17

48342

FEB 24 1983

51425

40.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 6.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 5.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 9 $\frac{3}{4}$ 4.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, + 5 $\frac{3}{4}$
 17 $\frac{1}{2}$ 5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, + 12 $\frac{1}{2}$
 38 $\frac{3}{4}$ 6.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, + 32 $\frac{3}{4}$
 7.6 40.0 7.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, + 32 $\frac{5}{8}$ \rightarrow SW $\frac{1}{4}$ SW $\frac{1}{4}$ 7 $\frac{1}{2}$
 22.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
 31.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
 40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
 40.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$,
 Section 15;

21.2 11.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, + 9 $\frac{1}{2}$
 23.2 17.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, + 6 $\frac{1}{2}$
 10.35 2.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, + 8 $\frac{3}{4}$
 Section 22;

20.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$,
 Section 23;
 All T. 9 S., R. 40 E. W. M.

McKittick Pump

10.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$,
 Section 8;

22.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 17,
 T. 10 S. R. 40 E. W. M.

2101.9

This certificate describes...

THIS CERTIFICATE DESCRIBES THAT PORTION OF THE WATER RIGHT CONFIRMED
 BY THE PRIOR CERTIFICATE RECORDED AT PAGE 9167, VOLUME 9 SPWRC, NOT
 MODIFIED BY THE PROVISIONS OF ~~THE~~ ORDERS OF THE WRD ENTERED 3-19-79
 AND 7-9-80 APPROVING TRANSFER APPLICATIONS 3840 AND ~~419~~ 4480 AND
 IS ISSUED TO CONFIRM A CHANGE IN PLACE OF USE AND POINT OF DIVERSION
 APPROVED BY THE SAME ORDERS AND SUPERSEDES CERTIFICATE 9167,
 THE ISSUANCE ETC.

affixed this 5th day
 of October, 19~~7~~ 81

CHAS. E. STRICKLIN
 State Engineer.

Recorded in State Record of Water Right Certificates, Volume 9, page 9167.

T#3840