

3912 Roach

Name Mabel Roach

By _____

Address Holdman Route, Box 250
Pendleton, OR 97801Change in PODDate filed April 25, 1978Date of hearing July 12, 1978Place of hearing PendletonDate of order 7-27-78 Vol. 31, page 100Date for application of water completed

Proof mailed _____

Proof received _____

Certificate issued DEC 31 1985 Vol. 48, page 53649

3912

DESCRIPTION OF WATER RIGHT

Name of stream Wild Horse CreekTrib. of _____ County of Umatilla

Use _____

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority Apr. 20, 1915In name of G. W. Chamberlain

_____ Adjudication, Vol. _____, page _____

App. No. 4212 Per. No. 2430 Cert. No. 2749

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>4-25-78</u>	<u>80 -</u>	<u>2466</u>
TOTAL . . .		
	o Cert. Fee	

East Oregonian #33.77 pd 6-1-78 ck #33.77

FEES REFUNDED

Date	Amount	Check No.
<u>6-9-78</u>	<u>11.23</u>	<u>2320</u>

Ex 20 -
 POD 15 -
 PDN 33 27
68 22

REMARKS

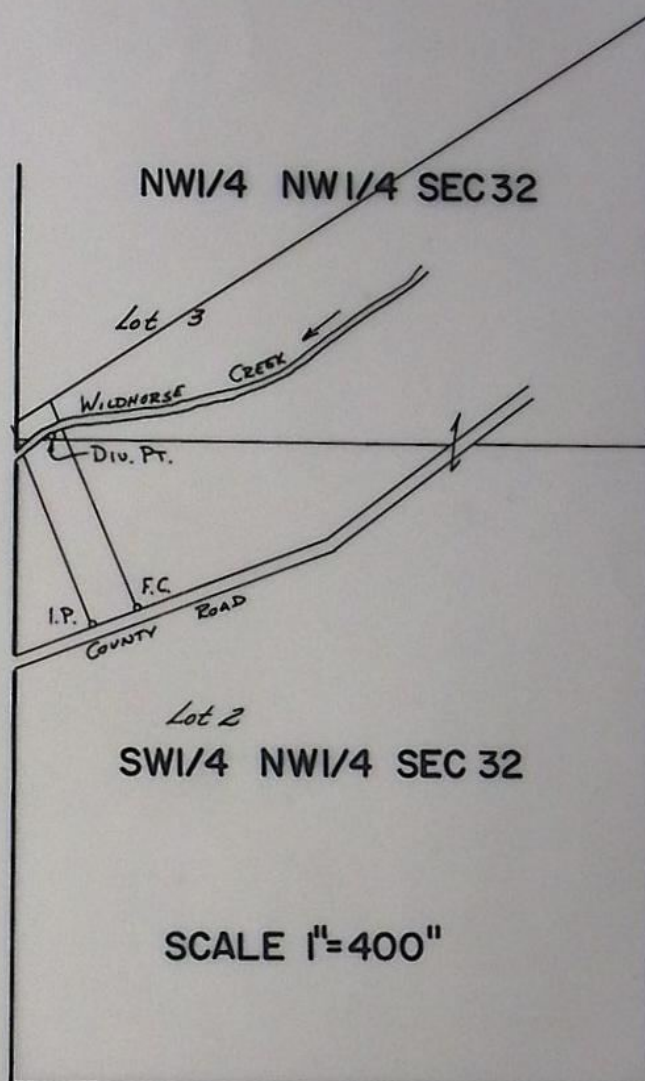
Surveyed 1/30/84

W.R.I.S.	
Assembled	<u>5-16-85</u> by <u>SN</u>
Entered	_____ by _____
Verified	_____ by _____

INDEX CARDS:	Entered	Checked
☒ Name	<u>lgj</u>	<u>---</u>
☒ Stream	<u>lgj</u>	<u>---</u>
☒ Pt. of Div.	<u>lgj</u>	<u>---</u>
☒ Calendar	<u>lgj</u>	<u>---</u>
CHECKED TO REC. DS:		
☐ Twp. & Rge.	<u>lgj</u>	<u>---</u>
☐ Decree-vault	<u>---</u>	<u>---</u>
☐ Decree-safe	<u>---</u>	<u>---</u>
☒ Cert. of W/R	<u>lgj</u>	<u>---</u>
☒ Per. Folder	<u>lgj</u>	<u>---</u>
☐ Chaindex	<u>---</u>	<u>---</u>
☐ Cross Ref.	<u>---</u>	<u>---</u>
☒ Power Claim	<u>lgj</u>	<u>---</u>
☒ Abstracts	<u>lgj</u>	<u>---</u>

CCB

T. 3N., R. 33E., W.M.



Div. Pt. Loc: 1330' N & 70' E. FROM W 1/4 COR. SECTION 32

FINAL PROOF SURVEY
UNDER

TRANSFER 3942

IN NAME OF

MABEL ROACH

Surveyed Jan. 30, 1984, by V. Church

STATE OF OREGON

WATER DIVISION NO.

COUNTY OF

UMATILLA

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That MABEL ROACH

G. W. CHAMBERLAIN

of STAR Rt. Box 250, Pendleton, State of Oregon 97801, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Wild Horse Creek, a tributary of Umatilla River

, for the purpose of 0.50 ~~the~~ irrigation of 14.84 acres of land ~~and stock use~~ under

Permit No. 2430 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered

of record in the Record of Proceedings of said Board, at Salem, in Volume 1,

at page 351, on the 14th day of April, 1920; that the priority of

the right hereby confirmed dates from April 20, 1915; 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 0.006 ~~0.10~~ cubic ~~feet~~ feet per second, if available at the original point of diversion. The use hereunder shall conform to any reasonable rotation system ordered by the proper State Officer.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 2.86 acres in the Southeast quarter of Northeast quarter of Section Thirty-one: 2.94 acres in the Northeast quarter of Northwest quarter; 6.05 acres in the Northwest quarter of Northwest quarter and 2.99 acres in the Southwest quarter of Northwest quarter of Section Thirty-two, Township Three North, Range Thirty-three East of Willamette Meridian, in Umatilla County, Oregon.

0.50 ac Lot 2 (SW+NW)

Sec 32

T. 3N., R. 33E., WM

The use of the water aforesaid hereby confirmed is restricted to the

This certificate is issued to confirm a change in point of diversion approved by an order of the WR Director entered 7-27-78, pursuant to transfer application NO. 3942.

The issuance of this certificate does not confirm... etc.

of April, 1920.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By PERCY A. CUPPER
State Engineer, President

Attest: R. W. POTTER
Secretary

Recorded in State Record of Water Right Certificates, Volume 4, Page 2749

53649

T-3986 T-3987 T-3988 T-3989

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)
OF MABLE ROACH FOR APPROVAL OF A)
CHANGE IN POINT OF DIVERSION OF)
WATER FROM WILDHORSE CREEK)

ORDER APPROVING
TRANSFER NO. 3942

On April 25, 1978, an application was filed in the office of the Water Resources Director by Mabel Roach for approval of a change in point of diversion of water from Wildhorse Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 2749, Volume 4, State Record of Water Right Certificates, in the name of G. W. Chamberlain, describes a right which includes the use of not to exceed 0.006 cubic foot per second from Wildhorse Creek for irrigation of a certain 0.5 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 3 North, Range 33 East, W.M., with a date of priority of April 20, 1915.

The authorized point of diversion for said right is located 240 feet South and 1560 feet East from the Northwest Corner of Section 32, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 3 North, Range 33 East, W.M.

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 1320 feet South and 100 feet East from the Northwest Corner of Section 32, being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 3 North, Range 33 East, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the East Oregonian, a newspaper printed and having general circulation in Umatilla County, Oregon, for a period of three weeks in the issues of May 17, 24 and 31, 1978.

Mr. William I. Porfily, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to ex-

isting 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.

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, and shall not exceed 0.006 cubic foot 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 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.

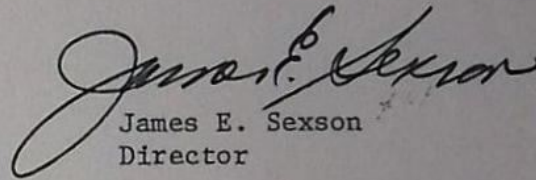
It is FURTHER ORDERED that NO time need be fixed for completion as the change in point of diversion is completed.

The order of the Water Resources Director entered July 27, 1978, approving transfer application No. 2393, provided for cancellation of the certificate of water right recorded at page 2749, Volume 4, State Record of Water Right Certificates, and issuance of a new certificate covering the balance of the right NOT involved in the transfer proceedings; therefore,

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, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 27th day of July, 1978.


James E. Sexson
Director

V31, P102

RECEIVED
JUN 2 1978
WATER RESOURCES DEPT.
SALEM, OREGON

IN THE _____ COURT OF THE
STATE OF OREGON FOR UMATILLA COUNTY

AFFIDAVIT OF
PUBLICATION OF

Equity } No. _____
Law }

STATE OF OREGON, } ss
County of Umatilla

I, Beverly Krosting being first duly
sworn, depose and say that I am the principal clerk of the publisher of the East
Oregonian, a newspaper of general circulation, as defined by ORS 193.010
and 193.020; printed and published at Pendleton in the aforesaid county and
state; that the E0- 718 Notice of Water Right Transfer Application
no. 3942

a printed copy of which is hereto annexed, was published in the entire issue
of said newspaper for 3 successive and consecutive insertions in
the following issues:

May 17th 24th & 31st. 19 78

Subscribed and sworn to before me this 31st. day of
May 19 78

Patricia A. Carpenter
Notary Public of Oregon

MY COMMISSION EXPIRES
SEPT. 8, 1980

EO-718
NOTICE OF WATER
RIGHT TRANSFER
APPLICATION NO. 3942
Notice is given hereby that an
application has been filed in the of-
fice of the Water Resources Direc-
tor by Mabel Roach for approval
of a change in point of diversion
from Wild Horse Creek, pursuant
to the provisions of ORS 540.510 to
540.530.
The certificate recorded at page
2749, Volume 4, State Record of
Water Right Certificates, in the
name of G.W. Chamberlain, de-
scribes a right which includes the
use of not to exceed 0.006 cubic foot
per second from Wild Horse Creek
for irrigation of a certain 0.5 ac in
SW 1/4 of Sec 32, T 3N, R 33E,
WM, with a date of priority of
April 20, 1915.
The authorized point of diver-
sion for said right is located 240 ft
S & 1560 ft E from the NW Corner
of Sec 32, being within the NE 1/4
NW 1/4 of Sec 32, T 3N, R 33E, WM.
The applicant herein, owner of
the lands above described, pro-
poses to change the point of diver-
sion therefrom, without loss of
priority, to a point located 1320 ft S
& 100 ft E from the NW Corner of
Sec 32, being within the SW 1/4
NW 1/4 of Sec 32, T 3N, R 33E, WM.
All persons interested are
notified hereby that a hearing will
be held at the county courthouse at
Pendleton, Oregon, on July 12,
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 prepared in writing: one copy
to be served on Mabel Roach,
Holdman Rt, Box 250, Pendleton,
OR 97801; 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
OBJECTIONS ARE FILED, THE
APPLICATION MAY BE AP-
PROVED BY THE WATER RE-
SOURCE DIRECTOR WITHOUT
A HEARING. Instructions regard-
ing the filing of a protest will be
furnished by the Water Resource
Department upon request.
Dated at Salem, Oregon this 11th
day of May, 1978.
James E. Sexson
Director
May 17, 24, 31, 1978