

3907 W-4 Ranch

Name W-4 Ranch  
 By Howard Gable  
 Address Kimberly, OR 97848

3907

## DESCRIPTION OF WATER RIGHT

Name of stream John Day River  
 Trib. of \_\_\_\_\_ County of Grant  
 Use \_\_\_\_\_  
 Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_  
 Name of ditch \_\_\_\_\_  
 Date of priority 1892  
 In name of W.B. + C.V. Bales  
John Day River Adjudication, Vol. 10, page 453  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 24856  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

Change in POD  
 Date filed March 20, 1978  
 Date of hearing May 24, 1978  
 Place of hearing Canyon City  
 Date of order 5-30-78 Vol. 30, page 685  
 Date for application of water 10-1-79  
 Proof mailed MAY 25 1990  
 Proof received \_\_\_\_\_  
 Certificate issued AUG 15 1990 vol. \_\_\_\_\_, page 64735  
Aug. 14, 1990 → 64726

## REMARKS

ASSIGNED to:  
6-18-79 Downey Citrus Co., a Calif Corp, 76 Quail Run Road, P.O. Box 960, Coronado, CA 92118 Vol. 6 Page 562

W.R.I.S.

Assembled 7-10-89 by SLA

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

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

## FEES PAID

Date	Amount	Receipt No.
<u>3-20-78</u>	<u>35-</u>	<u>1677</u>
TOTAL . . .		
	No Cert. Fee	

## FEES REFUNDED

Date	Amount	Check No.

Exon 20  
 POD 15  
35-

## INDEX CARDS:

	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>lg</u>	
<input checked="" type="checkbox"/> Stream	<u>lg</u>	
<input checked="" type="checkbox"/> Pt. of Div.	<u>lg</u>	
<input checked="" type="checkbox"/> Calendar		
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Temp. & Rec.	<u>Dwc Dwc</u>	<u>lg</u>
<input checked="" type="checkbox"/> Deed-vault	<u>lg</u>	<u>lg</u>
<input checked="" type="checkbox"/> Deed-safe		
<input checked="" type="checkbox"/> Cert. of W/R		
<input checked="" type="checkbox"/> Per. Folder		
<input checked="" type="checkbox"/> Ch/index		
<input checked="" type="checkbox"/> Cross Ref.		
<input checked="" type="checkbox"/> Power Claim		
<input checked="" type="checkbox"/> Abstracts	<u>lg</u>	



Cancel outba received March 20, 1978  
re C# 1151 which duplicates, with  
Priority date of Aug. 13, 1970, the  
same lands allowed 1891 rights  
per C# 24856 & 24857

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

GRANT COUNTY

IN THE MATTER OF THE APPLICATION )  
OF W-4 RANCH BY HOWARD GABLE FOR )  
APPROVAL OF CHANGES IN POINT OF )  
DIVERSION OF WATER )  
- - - - -

ORDER APPROVING  
TRANSFER NO. 3907

On March 20, 1978, an application was filed in the office of the Water Resources Director by W-4 Ranch by Howard Gable for approval of changes in point of diversion from John Day River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 24856, Volume 17, State Record of Water Right Certificates, in the names of W.B. and C.V. Bales, describes a right for the use of water from John Day River for irrigation of 2.0 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  and 6.0 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 25; 22.0 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  and 13.0 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 36, Township 10 South, Range 25 East, W.M., with a date of priority of 1892.

The certificate recorded at page 24857, Volume 17, State Record of Water Right Certificates, in the names of W.B. and C.V. Bales, describes a right for the use of water from John Day River for irrigation of 10.0 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$  and 8.0 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 30; 9.0 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$ , 9.0 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  and 3.0 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 31, Township 10 South, Range 26 East, W.M.; and 8.0 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 6, Township 11 South, Range 26 East, W.M., with a date of priority of 1892.

The authorized diversion of water is through the Johnson Ditch (South) from a point located 3250 feet North and 1200 feet East from the Southwest Corner of Section 6, being within the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 6, Township 11 South, Range 26 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 the following:

Pump Station No. 1: 400 feet South and 430 feet East from the West Quarter Corner of Section 30, being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 30, Township 10 South, Range 26 East, W.M.

Pump Station No. 2: 525 feet South and 425 feet East from the Northwest Corner of Section 31, being within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 31, Township 10 South, Range 26 East, W.M.



Pump Station No. 3: 1675 feet South and 1275 feet East from the Northwest Corner of Section 31, being within the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 31, Township 10 South, Range 26 East, W.M.

Pump Station No. 7: 525 feet South and 840 feet East from the Northwest Corner of Section 6, being within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 6, Township 11 South, Range 26 East, W.M.

Notice of the application, pursuant to ORS 540.510, was published in The Blue Mountain Eagle, a newspaper printed and having general circulation in Grant County, Oregon, for a period of three weeks in the issues of March 30; April 6 and 13, 1978.

Mr. Jerry Rodgers, Watermaster, has filed a statement to the effect that the proposed changes in point of diversion may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes 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 changes in point of diversion of water from John Day River, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water diverted at the new points of diversion shall not exceed the quantity of water available at the old point of diversion under the subject rights.

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;

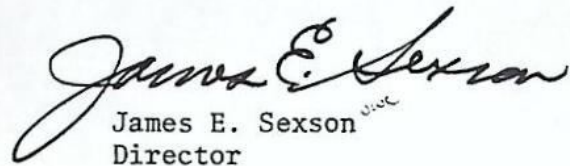
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

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 certificates of water right heretofore issued and recorded at pages 24856 and 24857, Volume 17, State Record of Water Right Certificates, are 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 30th day of May, 1978.

  
James E. Sexson  
Director



## STATE OF OREGON

COUNTY OF GRANT

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That W. B. AND C. V. BALES

of Kimberly, State of Oregon, has a right to the use of  
 the waters of John Day 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 Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from 1892

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 1/40 cubic foot per second per acre irrigated from April 1 to Sept. 30; further limited to one acre-foot per acre per calendar month; total of five acre-feet per acre for season, measured at point of diversion.

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:

10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$   
 8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$   
 Section 30,  
 9 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ .  
 9 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$   
 3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$   
 Section 31,  
 T. 10 S. R. 26 E. W. M.

8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$   
 Section 6,  
 T. 11 S. R. 26 E. W. M.

472 ac.  
 1-18-95

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 1st day of May, 19 59 .

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 24857

T-3907



## STATE OF OREGON

COUNTY OF WHEELER

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That W. B. AND C. V. BALES

of Kimberly, State of Oregon, has a right to the use of  
the waters of John Day 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 Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from 1892

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 1/40 cubic foot per second per acre irrigated from April 1 to Sept. 30; further limited to one acre-foot per acre per calendar month; total of five acre-feet per acre for season measured at point of diversion.

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:

2 acres in SE 1/4 NE 1/4  
6 acres in SE 1/4 SE 1/4  
Section 25,  
22 acres in NE 1/4 NE 1/4  
13 acres in SE 1/4 NE 1/4  
Section 36,  
T. 10 S. R. 25 E. 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 the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 19 59.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 24856



STATE OF OREGON

WATER DIVISION NO. 2 COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

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

This is to Certify, That JAMES W. BALES

of Basin, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of John Day River, a tributary of Columbia River, for the purpose of the irrigation of 90 acres of land

under Permit No. 421 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 225, on the 29th day of September, 1916; that the priority of

the right hereby confirmed dates from August 13, 1910; 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 1.13 cubic feet per second, or its equivalent in case of rotation. 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 acres in the Southeast quarter of Northeast quarter;

6 acres in the Southeast quarter of Southeast quarter of Section Twenty-five (25); 22 acres in the Northeast quarter of Northeast quarter; 13 acres in the Southeast quarter of Northeast quarter of Section Thirty-six (36), Township Ten (10) South, Range Twenty-five (25); 10 acres in the Southwest quarter of Northwest quarter; 8 acres in the Northwest quarter of Southwest quarter of Section Thirty (30); 9 acres in the Southwest quarter of Northwest quarter; 9 acres in the Northwest quarter of Southwest quarter; 3 acres in the Southwest quarter of Southwest quarter of Section Thirty-one (31), Township Ten (10) South, Range Twenty-six (26); 8 acres in the Northwest quarter of Northwest quarter of Section Six (6), Township Eleven (11) South, Range Twenty-six (26), all East of Willamette Meridian, in Grant County, Oregon.

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

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE

WATER BOARD affixed this 2nd day

of November, 1916.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN H. LEWIS  
State Engineer, President

Attest: M. F. MERS  
Secretary

Recorded in State Record of Water Right Certificates, Volume 2, Page 1151