

4117 Blaser

Name Paul or Juanette Blaser

4117

By _____

Address P.O. Box 286Myrtle Creek, OR 97457Change in PODDate filed Jan 2, 1979Date of hearing July 26, 1979Place of hearing RoseburgDate of order 7-31-79 Vol. 32, page 326Date for application of water 10-1-80

Proof mailed _____

Proof received _____

Certificate issued OCT 26 1979 Vol. 42, page 48650APR 25 19854852967

DESCRIPTION OF WATER RIGHT

Name of stream North Myrtle CreekTrib. of _____ County of Douglas

Use _____

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority Sept. 25, 1920

In name of _____

_____ Adjudication, Vol. _____, page _____

App. No. 7550 Per. No. 4803 Cert. No. 44047

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>1-2-79</u>	<u>57-</u>	<u>8294</u>
TOTAL . . .		
	Cert. Fee	

News Review \$10.00 pd 6/22/79 ch #3455

FEES REFUNDED

Date	Amount	Check No.
<u>6-22-79</u>	<u>12.00</u>	<u>3465</u>

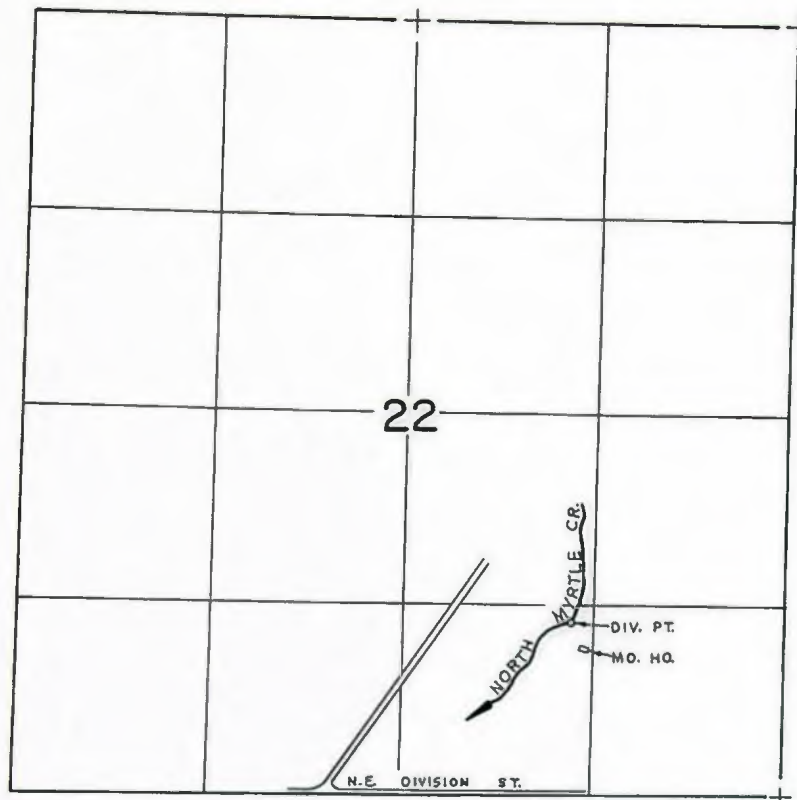
exam 20.00
POD 15.00
POD 35.00
POD 10.00 - Set T-4039
45-

REMARKS

CARD FOR C NOV 4 1980

	INDEX CARDS:		Entered	Checked
TO BE ENTERED WHERE CHECKED	☒	Name	<u>lij</u>	_____
	☒	Stream	<u>lij</u>	_____
	☒	Pt. of Div.	<u>lij</u>	_____
	☒	Calendar	<u>lij</u>	_____
	☒	CHECKED TO RECORDS:		
	☒	Twp. & Rge.	<u>SR4</u>	_____
	☒	Decree-vault	_____	_____
	☒	Decree-safe	_____	_____
	☒	Cert. of W/R	<u>lij</u>	_____
	☒	Per. Folder	<u>lij</u>	_____
	☐	Chaindex	_____	_____
	☐	Cross Ref.	_____	_____
	☐	Power Claim	_____	_____
	☒	Abstracts	<u>lij</u>	_____

T.29S. R.5W. W.M.



DIV. PT. LOCATED 1,200' N. & 1,415' W. FROM S.E. CORNER SEC. 22

SCALE: 4"=1 mile

FINAL PROOF SURVEY
UNDER

Application No. Permit No. T-4117...
IN NAME OF

PAUL & JUANETTE BLASER

Surveyed DEC. 22, 1983, by CLARK.....

STATE OF OREGON

COUNTY OF

DOUGLAS

PROOF OF APPROPRIATION OF WATER

PAUL OR JUANETTE BLASER

of PO Box 286, Myrtle Creek
has applied beneficially the waters of
North Myrtle Creek

, State of Oregon 97457 ,

a tributary of South Umpqua River
irrigation of 4.8 acres

for the purpose of

under Permit No. 4803 and that the use of said waters has been completed under the terms of said
permit; that the priority of the right dates from
September 25, 1920
that the amount of water for the purposes aforesaid, has been actually beneficially used in the amount of

0.06 cubic foot per second, if available at the original point of diversion,
SW 1/4 SE 1/4, Section 14, T29S, R5W, WM; 13.09 chains North and 0.46 chain~~s~~
West from SW Corner Henry Jones DLC 48.

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of
diversion is located in the SW 1/4 SE 1/4, Section 22, T29S, R5W, WM;
1200 feet North and 1415 feet West from the SE Corner, Section 22.

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,

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, and to which such right is appurtenant, is as follows:

4.8 acres SW 1/4 SE 1/4
Section 22
Township 29 South, Range 5 West, WM

This certificate is issued to confirm a change in point of diversion approved
by an order of the Water Resources Director entered July 31, 1979 and together
with Certificate of Water Right recorded at page 48650, Volume 42, and
certificates of water right recorded at pages 12345^A, 12345^B, 12345^C, 12345^D, 12345^E,
12345^F, 12344^G, 12345^H, 12345^I, 12345^J, 12345^K, 12345^L, 12345^M, 12345^N, Volume 47, State Record
of Water Right Certificates supersedes certificate 44047.

The issuance of this superseding certificate does not confirm the status of
the water right in regard to the provisions of ORS 540.610 pertaining to
forfeiture or abandonment.

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that
the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this day of, 19

T-4117

RECEIVED

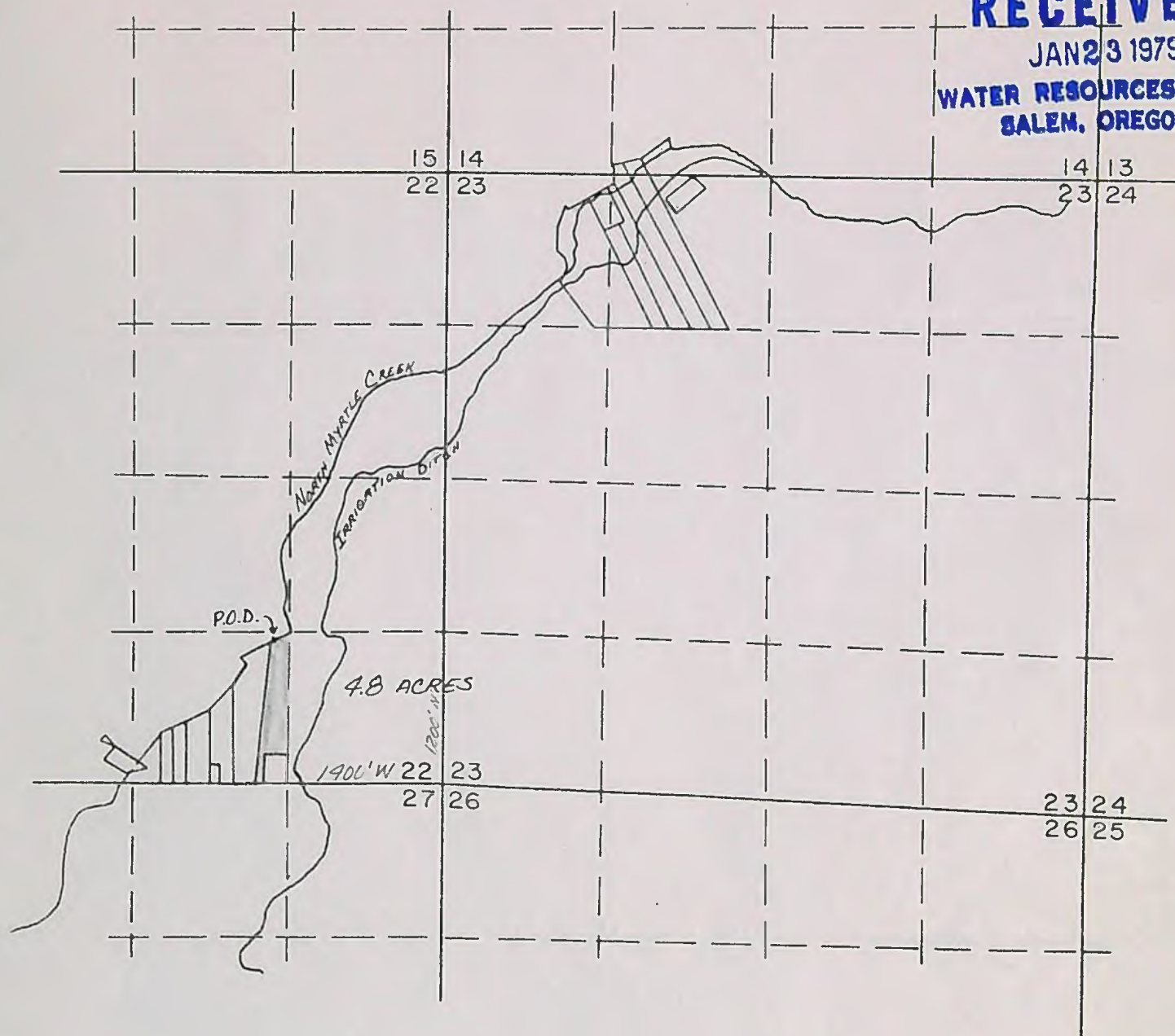
JAN 2 1979

T. 29 S., R. 5 W., W.M. WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JAN 23 1979

WATER RESOURCES DEPT.
SALEM, OREGON



4.8 Acres

Application No. Permit No. 4803
IN NAME OF

Paul or Juanette Blaser

P.O. Box 286
Myrtle Creek, Oregon 97457

1200' N and 1400' W FROM SE COR SEC 22 IN SW 1/4 SE 1/4 Sec 22 863-3248

COMMON COR 22/23
27/26

REPORT ON INSPECTION UNDER TRANSFER
OF WATER RIGHT FOR CHANGE IN:

POD
POU
USE
Add'l POD

Transfer NO. 4117

County Douglas

Old Certificate NO. 44047

PHONE 863-3971

1. Name Paul & Juanette Blaser
Address PO Box 286, Myrtle Cr., OR 97457
2. Source of Supply No. Myrtle Cr., Trib of _____
3. Use irrigation
4. Amount of Water 0.06 cfs Priority Date 9-25-1920
5. Proposed Point of Diversion 1200' N + 1400' W from SE Cor, S 22, w/in SW SE, S 22, T 29S, R 5W, WM
6. Completion Date 10-1-80
7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
29S	5W	22		

16953 ✓
17803 ✓
4803 ✓
" T 40S6 ✓
" T 40S8 ✓
43121

DRAFTING NOTE
M 8-70 (D.C. 80 file - used for section layout)

INFO: MRS. BLASER SHOWED ME THE POD LOCATION & STATED THAT THEY ~~DO NOT~~ IRRIGATE ONLY THE SMALL FRONT & BACK YARDS. MR. BLASER GAVE ME PUMP & EQUIPMENT INFO. VIA PHONE & STATED THAT HE HAS NOT IRRIGATED THE FRONT FIELD AREA FOR THE PAST 1 OR 2 YEARS. THE FRONT & BACK YARD AREAS ARE THE ONLY AREAS THAT APPEAR TO HAVE BEEN IRRIGATED. THE FRONT FIELD HAS A THICK GROWTH OF THISTLES & BLACKBERRY BUSHES OVER THE ENTIRE AREA.

PUMP: 1 HP. JETSTREAM 1750 R.P.M. $1\frac{1}{2}$ " INTAKE X $1\frac{1}{4}$ " OUTLET
(VIA PHONE)

PIPE: I MEASURED 351' OF $1\frac{1}{2}$ " P.V.C. & 65' OF 1" P.V.C. & SAW TWO FAUCETS ON THE WEST END OF TRAILER & ONE FAUCET ON THE EAST END OF TRAILER (PER MR. BLASER; APPROX 400' OF $1\frac{1}{4}$ " OR $1\frac{1}{2}$ " ALUMINUM PIPE & HAS $\frac{5}{8}$ " HOSE TO COVER FRONT & BACK YARD AREAS).
A H

SPRINKLERS: (PER MR. BLASER; RUNS 5 RAINBIRDS @ A TIME APPROX. NOZZLE SIZE = $\frac{3}{16}$ OR $1/4$)

LIFT: APPROX. ~~30'~~ 25' MAX. FOR YARD 35' MAX FOR UPPER FIELD

PHOTO: 41019-278 220 C

SOURCE: NORTH MYRTLE CR.

USE: IRRIGATION

DIV. POINT DIRECT SUCTION

RECEIVED

APR 24 1984

WATER RESOURCES DEPT
SALEM, OREGON

Donall Clark TECH I
12/22/83

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION)
OF PAUL & JUANETTE BLASER FOR)
APPROVAL OF A CHANGE IN POINT OF)
DIVERSION OF WATER)

ORDER APPROVING
TRANSFER NO. 4117

On January 2, 1979, an application was filed in the office of the Water Resources Director by Paul and Juanette Blaser for approval of a change in point of diversion of water from North Myrtle Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 44047, Volume 36, State Record of Water Right Certificates, in the name of North Myrtle Irrigation Company, describes a right which includes the use of not to exceed 0.06 cubic foot per second from North Myrtle Creek for irrigation of a certain 4.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22, Township 29 South, Range 5 West, W.M., with a date of priority of September 25, 1920.

The authorized point of diversion for said right is located 850 feet North and 900 feet East from the South Quarter Corner of Section 22, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22, Township 29 South, Range 5 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 1200 feet North and 1400 feet West from the Southeast Corner of Section 22, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22, Township 29 South, Range 5 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in The News-Review, a newspaper printed and having general circulation in Douglas County, Oregon, for a period of three weeks in the issues of June 4, 11 and 18, 1979.

Mr. M. John Youngquist, 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.

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 original point of diversion under the subject right, located 13.09 chains North and 0.46 chain West from the Southwest Corner of Henry Jones D.L.C. No. 48, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, Township 29 South, Range 5 West, W.M.

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.

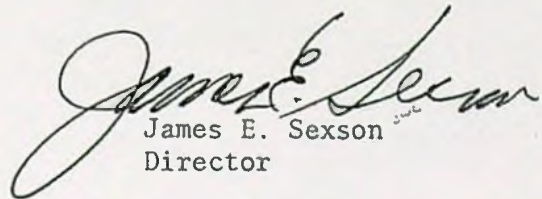
It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1980.

The order of the Water Resources Director entered July 31, 1979, approving transfer application No. 4039, provided for cancellation of the certificate recorded at page 44047, Volume 36, State Record of Water Right Certificates, and issuance of a new certificate covering the balance of the right NOT involved in the transfer pro-

ceeding and other current 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 applicants herein.

Dated at Salem, Oregon this 31st day of July, 1979.


James E. Sexson
Director

RECEIVED

JAN 23 1979

WATER RESOURCES DEPT. WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JAN 2 1979

WATER RESOURCES DEPT. WATER RESOURCES DEPT.
SALEM, OREGON

Application for Transfer of Water Right

T-4117

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Paul or Juanette Blaser

(Name of applicant)

of P.O. Box 286

(Mailing address)

Myrtle Creek

(City)

State of Oregon

97457

(Zip Code)

863-3248

(Phone number)

, do hereby make application for change

in point of diversion.

(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No. North Myrtle Irrigation Company.

(If not, give name)

2. Was your water right determined by Decree of Court? No If so, give title of proceedings

(Yes or No)

number of certificate

3. Was your water right acquired by Water Right Permit? Yes If so, give number

(Yes or No)

of permit 4803 Number of certificate 44047

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is North Myrtle Creek

5. What is the date of priority of your water right? September 25, 1920

6. The authorized point of diversion is located 850 ft. N and 900 ft. E from the SE corner of Sec. 22 being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22 Tp. 29S R. 5W W. M.,

(N. or S.)

(E. or W.)

(No. N. or S.)

(No. E. or W.)

in the county of Douglas The name of the ditch used is North Myrtle Irrigation Ditch.

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 1200 ft. N and 1400 ft. W from the SE corner of Sec. 22 being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22 Tp. 29S R. 5W W. M.,

(N. or S.)

(E. or W.)

(No. N. or S.)

(No. E. or W.)

in the county of Douglas The name of the ditch to be used is

8. The use to which the water is applied is irrigation

(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
29S	5W	22	SW $\frac{1}{4}$ SE $\frac{1}{4}$	4.8 ac.

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? L.C. Young, H. O. Dye
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? No.
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? No.
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
9 Oregon Veterans Dept	Mortgage	11,677.16

13. The use to which the water is to be applied is
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are to put point of diversion within boundaries
..... of applicant's property.
.....
.....
.....

15. Construction work will be completed on or before 9/25/78

16. The water will be completely applied to the proposed use on or before 9/25/78

Remarks
.....
.....
.....
.....

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, Paul or Juanette Blaser, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 21st day of December, 1978.

Paul Blaser
.....
(Name of applicant)

Subscribed and sworn to before me this 21st day of December, 1978.

[Notarial Seal]

Howard S. Gifford
.....
NOTARY PUBLIC FOR OREGON

My commission expires 11-11-79



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: JANUARY 9, 1979FROM: ** M. John Youngquist, Watermaster**RECEIVED**

JAN 9 1979

WATER RESOURCES DEPT.
SALEM, OREGONSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4117IN THE NAME OF Paul & Juanette Blaser

In my opinion the proposed change in point of diversion from North Myrtle Creek
MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY~~ to an existing water right.

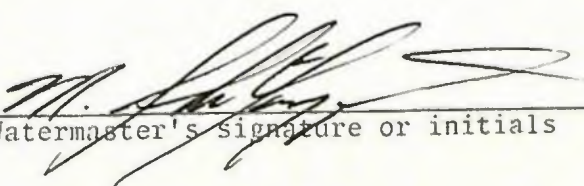
Headgate notices ~~HAVE~~ HAVE NOT been issued for diversion from the sources which
serves this right.

If for change in point of diversion, is there any intervening point of diversion
between the authorized and the proposed points of diversion? yes
(yes or no)

In my opinion, the order approving the subject transfer application should include
the following in regard to the appropriator installing suitable measuring devices
in the diversion works:

- (1) PRIOR to the diverting of water at the new point of diversion . . .
 X (2) When in the judgment of the watermaster it becomes necessary . . .

* The approval of this transfer application would result in injury to other water
rights because _____

** 
Watermaster's signature or initials

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

NORTH MYRTLE IRRIGATION COMPANY
 composed of H. W. HERMANN, THOMAS LANGHEAD,
 W. O. DEMENT, E. FOSDICK, J. H. MORRISON,
 A. E. BURTON, JOHN AUSMUS, and R. E. ALLEN

of Myrtle Creek, State of Oregon, 97457, has made
 proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
 North Myrtle Creek

a tributary of South Umpqua River for the purpose of
 irrigation of 130.07 acres

under Permit No. 4803 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 25, 1920
 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
 1.624 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
 The point of diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 22; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, T. 29 S.,
 R. 5 W., W. M.

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,

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:

4.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$	7.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$	38.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 14	5.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$	6.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
17.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$	6.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$	20.54 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
6.9 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 23	2.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
17.63 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$		Section 27
Section 22		T. 29 S., R. 5 W., W. M.

This certificate describes that portion of the water right confirmed by the prior
 certificate recorded at Page 37360, Volume 29, State Record of Water Right
 Certificates, NOT modified by the provisions of an order of the State Engineer
 entered on February 25, 1975, approving transfer application No. 3063.

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
 of use herein described, and is subject to the existing minimum flow policies
 established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. January 18, 1977

James E. Sexson

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 36, page 44047

T-1 T4055 T-4039-4044, 4056 T-3027