

2478 Omer Summers  
 COL P.O. Box 163  
 Bend Ore 97701

2478

**STATUS OF APPLICATION**

Change in Place of Use  
 Date filed February 8, 1971  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order Jan 31, 1972 Vol. 21, page 402  
 Date for application of water 10-1-72 Ex 7 to 10-1-85  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

**DESCRIPTION OF WATER RIGHT**

Name of stream Deschutes River  
 Trib. of - County of Deschutes  
 Use Irrigation  
 Quantity of water - No. of acres 13.0 (14)  
 Name of ditch Pilot Butte Canal  
 Date of priority 10-31-00 & 12-2-07  
 In name of C. J. Fieber & Glen Rogerson  
Deschutes Riv. Adjudication, Vol. 16, page 144  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 29052  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by slw

**FEEES PAID**

Date	Amount	Receipt No.
<u>2-8-71</u>	<u>20.00</u>	<u>22575</u>
TOTAL . . .		
	\$1 Cert. Fee	

**FEEES REFUNDED**

Date	Amount	Check No.

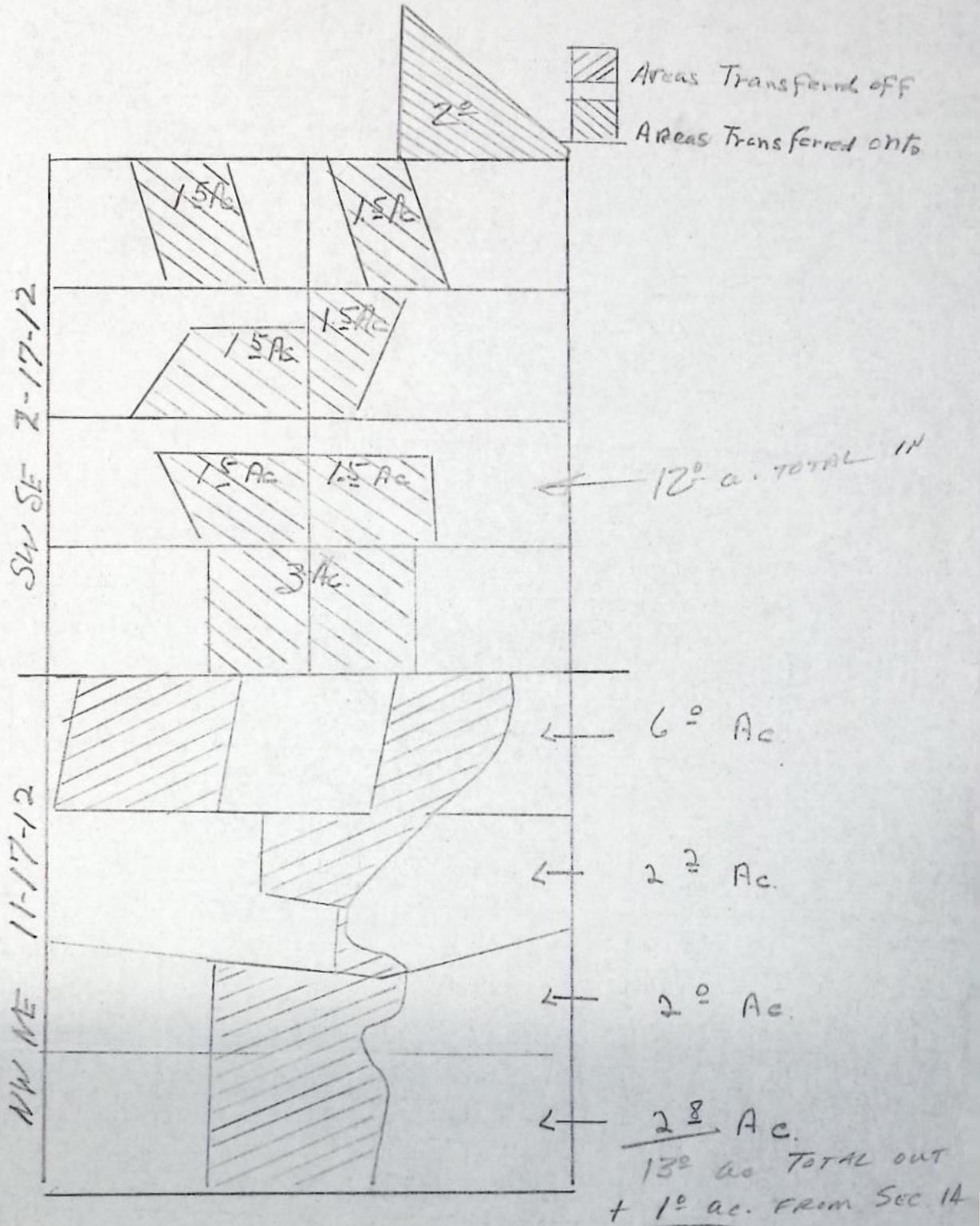
**REMARKS**

TO Survey  
 1-6-86

723  
 625  
 5-21-84 SRB

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

2478



**RECEIVED**  
 MAY 23 1971  
 STATE ENGINEER  
 SALEM, OREGON

*JWJ*

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION )  
OF OMER SUMMERS, PARTNER IN WALL )  
INVESTMENT COMPANY, (CENTRAL OREGON )  
IRRIGATION DISTRICT) FOR THE APPROVAL )  
OF A CHANGE IN PLACE OF USE OF WATER )  
FROM DESCHUTES RIVER )  
----- )

ORDER APPROVING  
TRANSFER NO. 2478

On February 8, 1971, Omer Summers, partner in Wall Investment Company, filed an application in the office of the State Engineer for the approval of a change in place of use of water from Deschutes River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Deschutes County, Oregon, entered September 30, 1958, In the Matter of the Determination of the Relative Rights to the Use of the Waters of the Deschutes River and its Tributaries, a water right was established in the name of Central Oregon Irrigation District for the use of the waters of Deschutes River for the irrigation of, among other lands, 13.0 in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 11, being tabulated in the name of C. J. Fieber, and 1.0 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 14, being tabulated in the name of Glen Rogerson, Township 17 South, Range 12 East, W.M., with dates of priority of October 31, 1900 and December 2, 1907, as evidenced by certificate of water right recorded at page 29052, Volume 21, State Record of Water Right Certificates. These lands also have a supplemental right under permit no. 23256 to the use of the water stored in Crane Prairie Reservoir with a date of priority of February 28, 1913.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 2.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  and 12.0 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 2 Township 17 South, Range 12 East, W.M.

Notice by publication as provided by ORS 540.520 was not

given in connection with this application or the reason that said section provides notice is not required on an application for a change in place of use of water.

The lands involved herein are within the boundaries of the Central Oregon Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting held November 4, 1970.

No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 13.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 11, and 1.0 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 14, Township 17 South, Range 12 East, W.M., with dates of priority of October 31, 1900 and December 2, 1907, be severed therefrom and simultaneously and without loss of priority transferred to 2.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  and 12.0 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 2, Township 17 South, Range 12 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1972.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Central Oregon Irrigation District at the time certificate is issued to the District confirming other transfers within the District.

Dated at Salem, Oregon, this 31st day of January, 1972.

/s/ CHRIS L. WHEELER  
State Engineer

APPLICATION FOR EXTENSION OF TIME  
FOR TRANSFER OF WATER RIGHT

Transfer 2478  
PAGE 407 Vol. 21  
**RECEIVED**

APR 27 1984

WATER RESOURCES DEPT  
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, LORAN D. PAGE  
(Name of Applicant)  
of 64050 DESCHUTES MKT. ROAD, BEND,  
(Mailing Address) (City)  
State of OREGON, 97701, 389-7079,  
(Zip Code) (Phone Number)

I do hereby make application for an extension of time within which to complete a change in:

( ) point of diversion (X) place of use ( ) use heretofore made  
of water under the terms of an order of the Water Resources Director entered  
on JAN. 31, 1972, approving Transfer 2478, in the name  
of Omer Summers, partner in Wall Investment Co.,  
for 1 1/2 acres of 12.0 ACRES in T17S R12E Sec. 2 SW 1/4 SE 1/4

(give location of your property, as shown on the order approving the transfer)

THE FOLLOWING HAS BEEN accomplished toward completion of the change within the time  
allowed, which expired on October 1, 1972:

THERE HAS BEEN A POND PUT IN, TWO IRRIGATION PUMPS,  
SOME PLASTIC MAIN LINES & SIX SPRINKLERS. THERE  
IS APPROXIMATELY 3/4 ACRES NOW IRRIGATED.

(if for irrigation, how many acres, total, are now irrigated)

TO FULLY COMPLETE the change, it will be necessary to accomplish the  
following: CLEAR SOON GROUND OF TREE STUMPS & ROCK,  
TILL, FERTILIZ, & SEED THE GROUND.

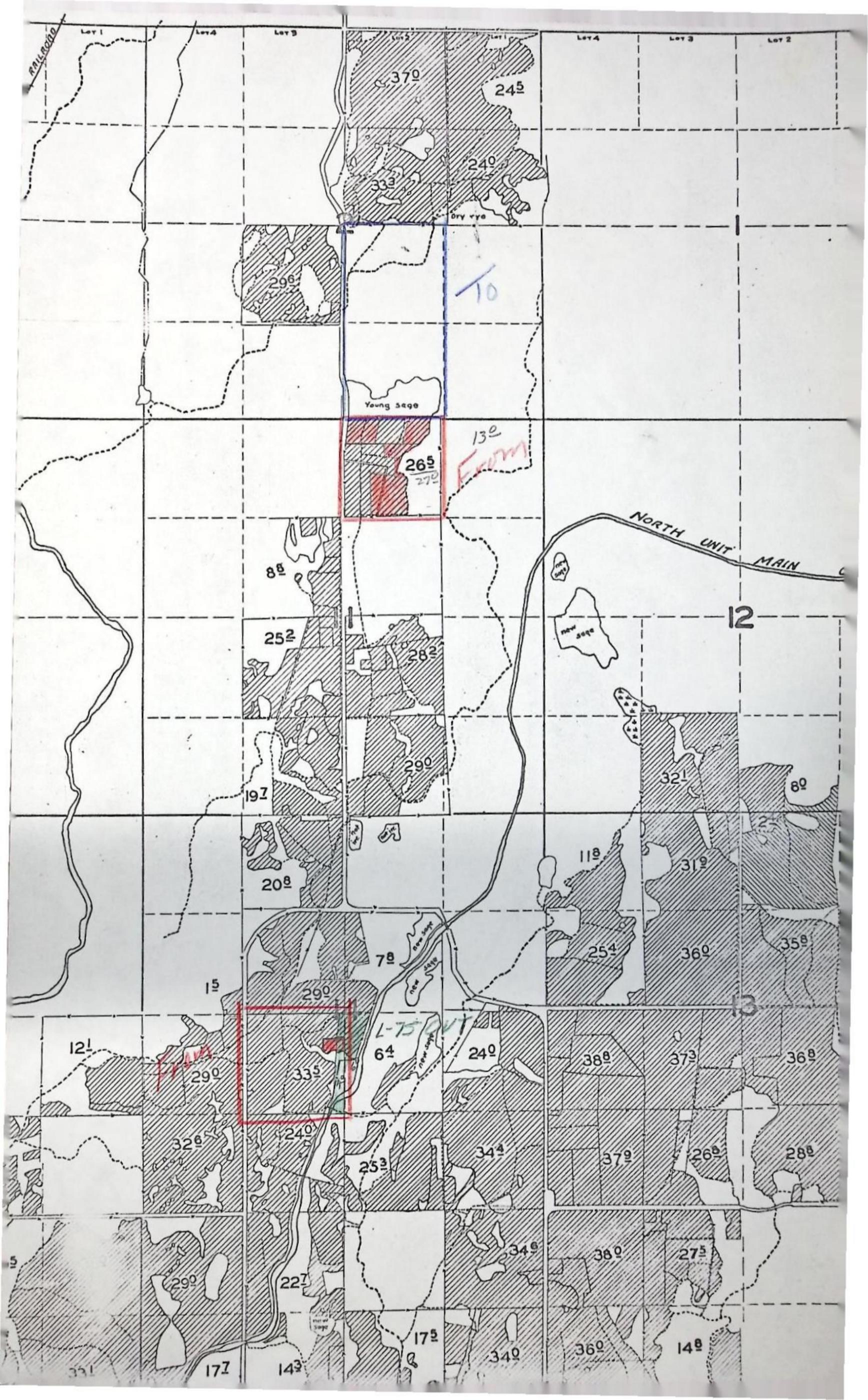
I AM UNABLE TO COMPLETE the change under the terms of the order, within the time allowed,  
because until now we have not received enough water to warrant  
purchasing irrigation equipment required to utilize our full amt.  
of water rights. Since adequate water supply <sup>we</sup> and request that the  
time for completion be extended to October 1, 1984.  
will now be available

(signature of applicant)

Loran D. Page

MAIL COMPLETED APPLICATION AND FEE IN THE AMOUNT OF \$100 TO:  
WATER RESOURCES DEPARTMENT  
Mill Creek Office Park  
555 13th Street, NE  
Salem, Oregon 97310

\$100 -  
April 27, 1984  
#42256



Lot 1 Lot 4 Lot 3 Lot 5 Lot 1 Lot 4 Lot 3 Lot 2

RAILROAD

370  
245  
240  
333  
Dry eye

290

10

Young sege

265  
270

13e  
From

NORTH UNIT MAIN

12

80  
250  
280  
290  
197  
200

new sege  
320  
80  
310  
110  
254  
360  
350

70  
290  
15

330

L-75 UNIT  
64

240  
380  
370  
360  
340  
370  
260  
280

120  
290  
320  
290  
177  
331

240  
250  
227  
170  
143  
340

340  
380  
270  
360  
140

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 FEB 8 1971  
 STATE ENGINEER  
 SALEM, OREGON

**RECEIVED**  
 MAY 23 1971  
 STATE ENGINEER  
 SALEM OREGON *Lucy*

## Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Omer Summers, partner in Wall Investment Co.  
(Name of applicant)

of P O Box 163, Bend, County of Deschutes  
(Postoffice)

State of Oregon, do hereby make application for change

in place of use

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

1. The source of present water right is Deschutes River  
(Name of stream)

2. The use to which the water is applied is irrigation  
(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is Pilot Butte Canal

4. The point of diversion is located ..... ft. ..... and ..... ft. .... from the .....  
(N. or S.) (E. or W.)

corner of ..... being within the .....  
(Section or subdivision)

of Section ..... Tp. .... R. .... W. M., in the County of .....

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
17	12	11		13	<i>Fiber</i>													
17	12	14																

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? Yes - land in 14-17-12  
(If not owner, explain your interest)

Contract purchasers of the land in 11-17-12

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes

8. What is the date of priority of your water right? Oct. 31, 1900 & Dec. 2, 1907

9. Was your water right acquired by State Engineer's Permit? No If so, give number  
(Yes or No)

of permit .....

10. Do you hold a water right certificate? No If so, give number of certificate 29052  
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

Yes If so, give title of proceedings Adjudication of Deschutes River  
(Yes or No)

12. Is the water right recorded in your name? C J Fieber, page 144 of decree and Glen Rogerson, page 144 of decree  
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
17	12	2															2	12

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the \_\_\_\_\_  
(N. or S.) (E. or W.)  
 corner of \_\_\_\_\_ being within the \_\_\_\_\_ of Section \_\_\_\_\_ Tp. \_\_\_\_\_ R. \_\_\_\_\_ W. M.,  
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)  
 in the county of \_\_\_\_\_ The name of the ditch to be used is \_\_\_\_\_

15. Are you the owner of the land on which the proposed point of diversion is to be located? \_\_\_\_\_

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

.....  
 .....  
 .....

17. Are there any diversions between your present point of diversion and the proposed point of diversion? .....

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. 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)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Contracts of sale	Various	Letters attached
Title	Virginia Allen	Letter attached

20. Reasons for the proposed changes are More beneficial use

.....  
 .....  
 .....

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Deschutes } ss.

I, Omer Summers, partner in Wall Investment Co., 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 25th day of June, 1970

Omer H. Summers (Name of applicant)

Subscribed and sworn to before me this 25th day of June, 1970

[Notarial Seal]

Billy Stewart NOTARY PUBLIC FOR OREGON

My commission expires May 28, 1973

Remarks Approved by the Board of Directors of the Central Oregon Irrigation District at regular meeting held Nov. 4, 1970. The NW 1/4 SE 1/4 & SW 1/4 SE 1/4 of Sec. 2, T. 17 S., R. 12 E., W.M. were included within the Central Oregon Irrigation District on July 5, 1967.

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.

RECEIVED

OCT 4 1972

2478

STATE ENGINEER  
SALEM, OREGON

File No. \_\_\_\_\_

APPLICATION FOR EXTENSION OF TIME

To the State Engineer of Oregon:

I, <sup>Mrs. Andrew A. Ledford</sup> Andrew A. Ledford "Sr",

of Rt. 3, Box 1089A Bend,

(Mailing Address)

(City)

County of Deschutes, State of Oregon 97701

do hereby make application for an extension of time within which to complete

- ( ) a change in point of diversion
- (X) a change in place of use
- ( ) a change in the use theretofore made

under the terms of an order of the State Engineer dated Feb 8-1971,

approving water right transfer application No. 2478 in the name of Omer

Summers "Wall Investment Co." \* which time expires Feb 8-1971;

The following has been accomplished toward completion of the

change within the time allowed: <sup>approx</sup> (1) Acre cleared pump &

300' of pipe bought - but am not able to

get water in due to financial trouble, do not

have a holding pond or cistern in yet. Omer Summers

said I had 5 yrs to prove on this" from March 1969-

(If for irrigation, state total number of acres now irrigated under the change)

To fully complete the change, it will be necessary to accomplish the following: I need till Oct 1973 to complete this

if at all possible. I do not understand why the

sudden change, for I thought I had till 1974

to complete this. we appreciate an extension

if possible. (over)

\*If you are not the applicant named above, please explain your interest in this matter. \_\_\_\_\_

9283

I am unable to complete the change under the terms of the order, within the time allowed, because of financial problems, had to quit working on place in July due to a back injury, ~~and~~ am still getting medical treatment on it. Also misunderstanding the procedures" and request that the time for completion be extended to 10-1-1973.

<sup>x</sup> Mrs Andrew a Ledford  
AFFIDAVIT OF APPLICANT  
Andrew a. Ledford Sr

STATE OF OREGON )  
County of Wasco ) ss.

I, Mr Andrew Ledford, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true. x

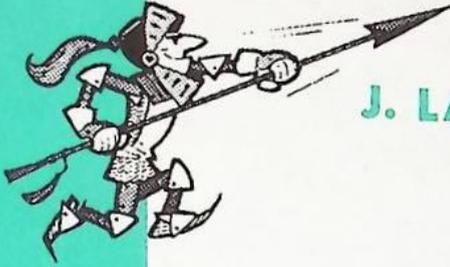
IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of Oct 1972.

Andrew a. Ledford Sr  
x Mrs Andrew a Ledford

Subscribed and sworn to before me this 2nd day of October 1972.

[Signature]  
Notary Public for Oregon  
My Commission expires 10/21/72

When completed, this application should be submitted to the State Engineer accompanied by payment of the statutory fee in the amount of ~~\$25.00~~ 45.00



**J. LANCE & CO.**

REAL ESTATE AND INVESTMENTS  
849 WALL STREET / BEND, OREGON 97701 / PHONE 382-6544

July 20, 1967

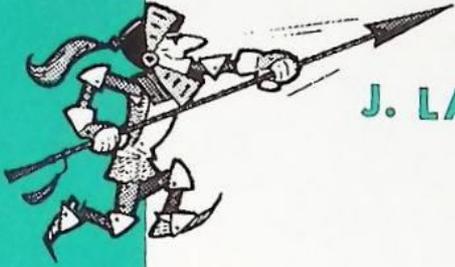
I have no objection to the transfer of 12 acres of water from the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 11 T17S R12 EWM. to the SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 2 T17S R12 EWM. ~~and the transfer of 1 acre of water from the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 11 T17S R12 EWM. to the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 2 T17S R12 EWM.~~

*Virginia Allan*  
\_\_\_\_\_  
Virginia Allan

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FEB 8 1971  
STATE ENGINEER  
SALEM OREGON

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MAY 23 1971  
STATE ENGINEER  
SALEM OREGON





**J. LANCE & CO.**

REAL ESTATE AND INVESTMENTS  
851 WALL STREET / BEND, OREGON 97701 / PHONE 382-6544

Sept. 29, 1970

Central Oregon Irrigation District  
Redmond, Oregon

Gentlemen:

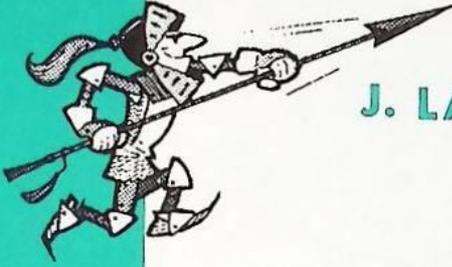
I have no objection to the transfer of 12 acres  
of water from the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 11 T17S R12 EWM to  
the SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 2 T17S R12 EWM.

*Virginia Allan*  
Virginia Allan

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MAY 23 1971  
STATE ENGINEER  
SALEM OREGON *AWG*

**RECEIVED**  
FEB 8 1971  
STATE ENGINEER  
SALEM, OREGON





**J. LANCE & CO.**

REAL ESTATE AND INVESTMENTS  
851 WALL STREET / BEND, OREGON 97701 / PHONE 382-6544

Central Oregon Irrigation District  
Redmond, Oregon

Gentlemen:

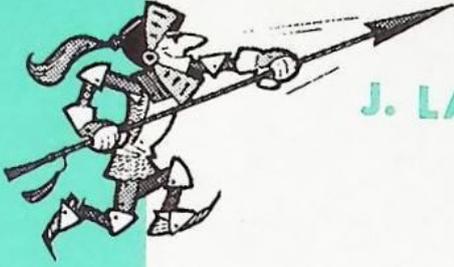
I have no objection to the transfer of 1 acre  
of water from the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 11 T17S R12 EWM to  
the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 2 T17S R12 EWM.

*Virginia Allan*  
Virginia Allan

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STATE ENGINEER  
SALEM OREGON

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MAY 23 1971  
STATE ENGINEER  
SALEM OREGON





**J. LANCE & CO.**

REAL ESTATE AND INVESTMENTS  
851 WALL STREET / BEND, OREGON 97701 / PHONE 382-6544

June 26, 1970

Central Oregon Irrigation District  
Redmond, Oregon

Gentlemen:

I have no objection to the transfer of adjudicated water over and above 5 acres on Tract 6 which we are buying on contract from Wall Investment.

Yours sincerely,

*Beverly Cribbins*  
Beverly Cribbins

*Alonzo Cribbins*  
Alonzo Cribbins

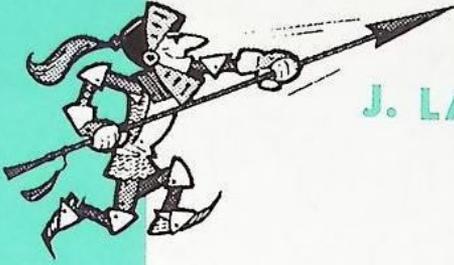
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SALEM OREGON

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MAY 23 1971

STATE ENGINEER  
SALEM OREGON





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851 WALL STREET / BEND, OREGON 97701 / PHONE 382-6544

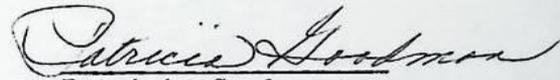
June 26, 1970

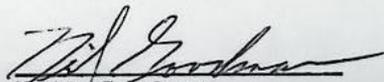
Central Oregon Irrigation District  
Redmond, Oregon

Gentlemen:

I have no objection to the transfer of adjudicated water over and above 3 acres on Tract 8 which we are buying on contract from Wall Investment.

Yours sincerely,

  
Patricia Goodman

  
Neil Goodman

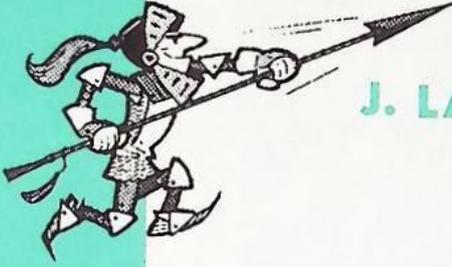
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FEB 8 1971

STATE ENGINEER  
SALEM, OREGON

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MAY 23 1971

STATE ENGINEER  
SALEM, OREGON





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REAL ESTATE AND INVESTMENTS  
851 WALL STREET / BEND, OREGON 97701 / PHONE 382-6544

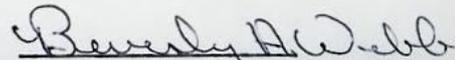
June 26, 1970

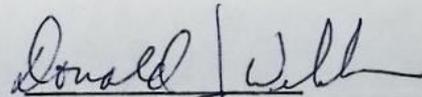
Central Oregon Irrigation District  
Redmond, Oregon

Gentlemen:

I have no objection to the transfer of adjudicated water over and above 3 acres on Tract 7 which we are buying on contract from Wall Investment.

Yours sincerely,

  
Beverly A. Webb

  
Donald J. Webb

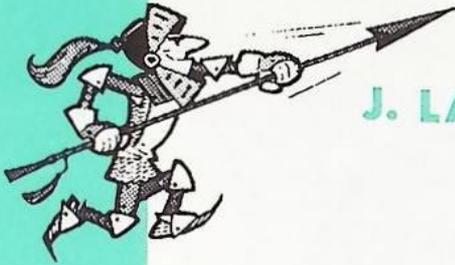
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SALEM, OREGON





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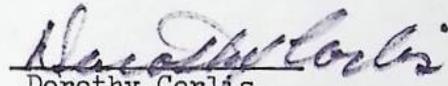
June 26, 1970

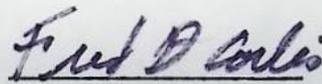
Central Oregon Irrigation District  
Redmond, Oregon

Gentlemen:

I have no objection to the transfer of adjudicated water over and above 3 acres on Tract 5 which we are buying on contract from Wall Investment.

Yours sincerely,

  
Dorothy Corlis

  
Fred Corlis

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FEB 8 1971

STATE ENGINEER  
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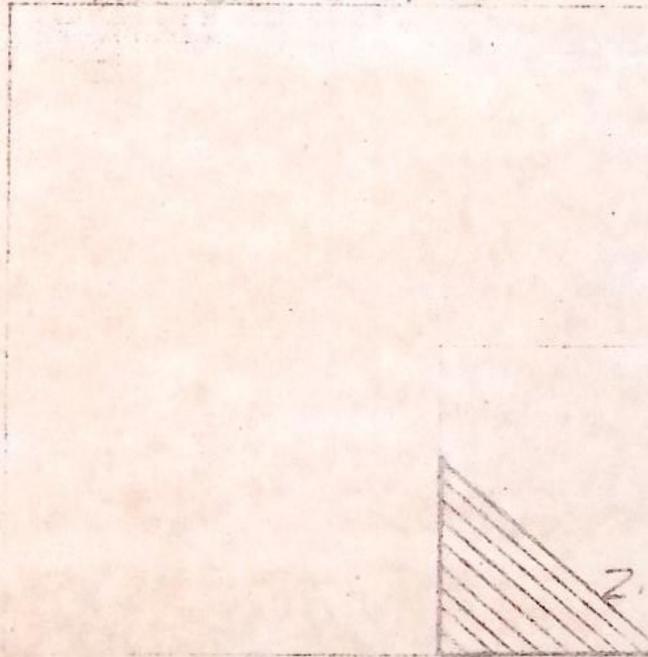


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