

2502 Cecil Star  
Box 1005  
Bend, Ore. 97701

2502

STATUS OF APPLICATION

Change in Place of Use  
Date filed March 22, 1971  
Date of hearing \_\_\_\_\_  
Place of hearing \_\_\_\_\_  
Date of order 5-4-71 Vol. 21, page 55  
Date for application of water 10-1-72  
Proof mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_  
Survey

DESCRIPTION OF WATER RIGHT

Name of stream Tumalo Creek  
Trib. of \_\_\_\_\_ County of Deschutes  
Use Irrigation  
Quantity of water \_\_\_\_\_ No. of acres 80  
Name of ditch \_\_\_\_\_  
Date of priority Sept. 1900 & Apr. 7, 1911  
In name of Edward Lake  
\_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. \_\_\_\_\_  
Certificate cancelled \_\_\_\_\_  
Notation made on record by slw

FEEES PAID

Date	Amount	Receipt No.
<u>3-22-71</u>	<u>20.00</u>	<u>23014</u>
TOTAL . . .		
	\$1 Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

SEE T-5120

REMARKS

Order in case one entry last page, Sec 6 T.12S R.12E and 11E

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



BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION )  
OF CECIL STANDIFORD (TUMALO IRRI- )  
GATION DISTRICT) FOR THE APPROVAL )  
OF A CHANGE IN PLACE OF USE OF )  
WATER FROM TUMALO CREEK, DESCHUTES )  
RIVER, CRATER CREEK, LITTLE CRATER )  
CREEK AND THREE SPRINGS AND CRESCENT )  
LAKE RESERVOIR )  
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ORDER APPROVING  
TRANSFER NO. 2502

On March 22, 1971, Cecil Standiford filed an application in the office of the State Engineer for the approval of a change in place of use of water from Tumalo Creek, Deschutes River, Crater Creek, Little Crater Creek and Three Springs and Crescent Lake Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Crook County, Oregon, entered May 1, 1911, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Tumalo Creek, a tributary of the Deschutes River, a water right was established in the name of Tumalo Irrigation District for the irrigation of, among other lands, 2.8 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 24, Township 16 South, Range 11 East, W.M., with a date of priority of September, 1900, as evidenced by certificate recorded at page 31410, Volume 23, State Record of Water Right Certificates.

By Decree of the Circuit Court for Deschutes County, Oregon, entered August 27, 1958, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Tumalo Creek, a tributary of Deschutes River, a water right was established in the name of Tumalo Irrigation District, tabulated in the name of Edward Lake, for the irrigation of, among other lands, 5.2 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 24, Township 16 South, Range 11 East, W.M., with a date of priority of September, 1900, as evidenced by certificate recorded at page 26508,



Volume 18, State Record of Water Right Certificates.

These lands also have supplemental rights evidenced by certificate recorded at page 31412, State Record of Water Right Certificates, to the use of water from Deschutes River, with a date of priority of 1905; certificate recorded at page 26050, Volume 18, State Record of Water Right Certificates, to the use of water from Tumalo Creek, Crater Creek, Little Crater Creek and Three Springs, with a date of priority of October 29, 1913; certificate recorded at page 26051, Volume 18, State Record of Water Right Certificates, to the use of the waters of Crescent Lake Reservoir, with a date of priority of April 7, 1911; and permit No. 27841 for the use of waters of Crescent Lake Reservoir, with a date of priority of December 8, 1961.

The applicant herein, owner of the lands above described, proposes to transfer the water rights therefrom, without loss of priority, to 3.0 acres in NW¼ NE¼, Section 6, Township 17 South, Range 12 East, W.M. and 5.0 acres in SW¼ SE¼, Section 35, Township 16 South, Range 11 East, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for 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 Tumalo Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water.

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 5.2 acres in SE¼ NW¼, Section 24, Township



16 South, Range 11 East, W.M., as evidenced by certificate recorded at page 26508, with a date of priority of September, 1900, together with the supplemental rights evidenced by certificates recorded at pages 26050, 26051, and 31412, be severed therefrom and simultaneously and without loss of priority transferred to 5.0 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 35, Township 16 South, Range 11 East, W.M. and 0.2 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 6, Township 17 South, Range <sup>12</sup>11 East, W.M. and the water right appurtenant to 2.8 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section <sup>24</sup>16, Township 16 South, Range 11 East, W.M. as evidenced by certificate recorded at page 31410 with a date of priority of September, 1900, together with the supplemental rights evidenced by certificates recorded at pages 26050, 26051, and 31412, be severed therefrom and simultaneously and without loss of priority, transferred to 2.8 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 6, 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 Tumalo Irrigation District at the time certificate is issued to the District confirming other transfers within the District.

Dated at Salem, Oregon, this 4<sup>th</sup> day of May, 1971.

/s/ CHRIS L. WHEELER  
State Engineer



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/s/ CHRIS L. WHEELER  
State Engineer



To

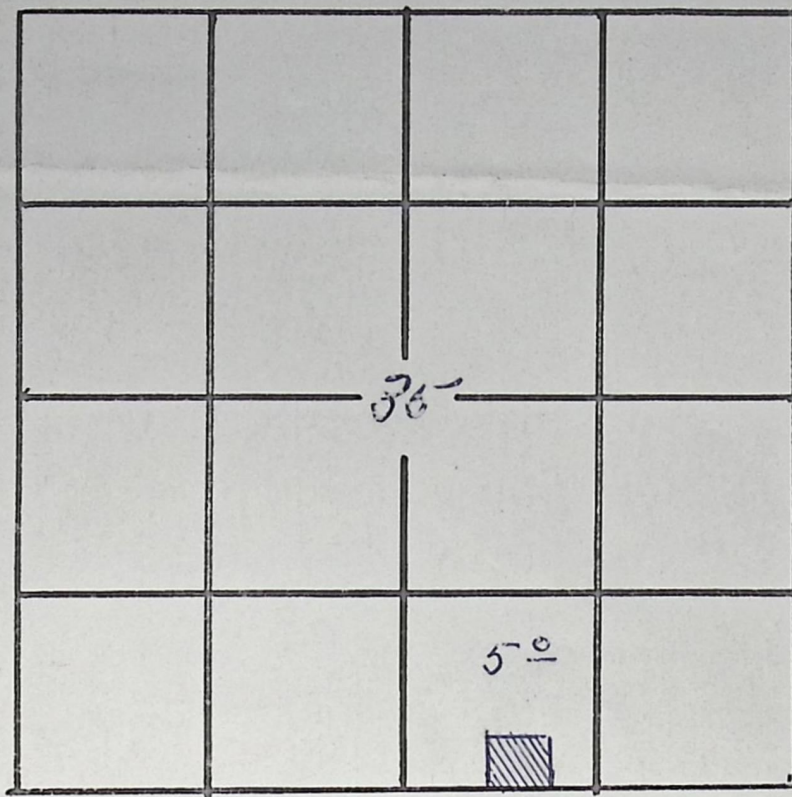
Sec 35-

TWP 16

RANGE 11

Primary Right  
Priority Date  
Sept 1900  
Cert # 26508

Supplemental Right  
Priority Date  
April 7, 1911  
Cert # 26051



Transferred To S W 1/4 of S E 1/4 Sec 35-16-11

Transferred From S E 1/4 of N W 1/4 Sec 24-16-11

Priority Date Sept. 1900 Cert. # 26508 5.0 Acres  
5.0 Acres Supplemental right Crescent Lake Cert # 26051

**RECEIVED**  
MAR 22 1971  
STATE ENGINEER  
SALEM, OREGON

**RECEIVED**  
APR 22 1971  
STATE ENGINEER  
SALEM, OREGON

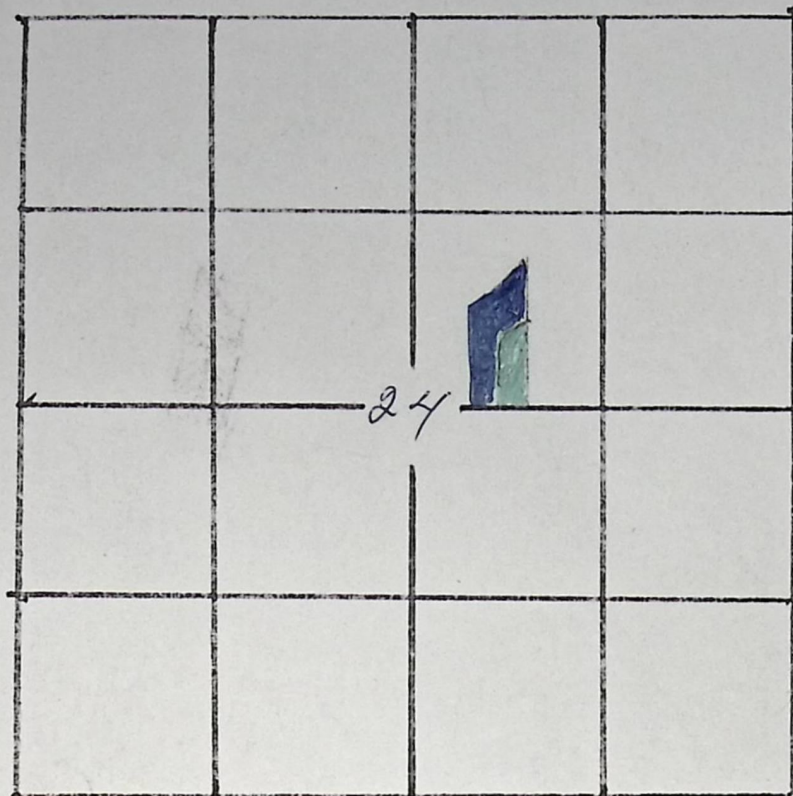


FROM

Sec. 24

Twp 16

RANGE 11



**RECEIVED**  
APR 22 1971  
STATE ENGINEER  
SALEM, OREGON  
8-0 A

Transferred from S E 1/4 NW 1/4

Transferred to 5<sup>0</sup> S W 1/4 S E 1/4 Sec 35-16-11

Transferred to 3<sup>0</sup> NW 1/4 NE 1/4 Sec 6-17-12



Priority Date Sept 1900 CERT. No 26508.52  
acre



Priority Date Sept 1900 CERT No 31410 2.8 acre  
8.0 acres Supplemental right Crescent Lake Cert = 26051



Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Cecil Standiford

(Name of applicant)

of Rt 2 Box 1005 - Bend  
(Postoffice)

County of Deschutes

State of Oregon

, do hereby make application for change

Place of use

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

1. The source of present water right is Tumalo Creek and/or Deschutes River and/or  
Crescent Lake Storage

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 Bend Canal and/or Columbia Southern Canal

4. The point of diversion is located ft. and ft. from the  
(Same as present diversion)

corner of being within the

(Section or subdivision)

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

(No. N. or S.)

(No. E. or W.)

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 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
CERT 26508	16	11	24							52								
311410	16	11	24							25								
26051 (Sup)	16	11	24							80								

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.  
(If not owner, explain your interest)

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?

Primary right Sept 1900  
Supplemental April 7, 1911  
CERT 26508  
CERT 311410  
CERT 20651

9. Was your water right acquired by State Engineer's Permit?

If so, give number  
(Yes or No)

of permit



10. Do you hold a water right certificate? YES If so, give number of certificate 31410  
(Yes or No) 26508  
26051

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?  
YES If so, give title of proceedings TUMALO CREEK Adjudication  
(Yes or No)

12. Is the water right recorded in your name? \_\_\_\_\_  
(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			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
CERT 26508	16	11																
CERT 26508	17	12																
CERT 31410																		
SUP. 26051																		

(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.? Yes  
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are Change in ownership



AFFIDAVIT OF APPLICANT

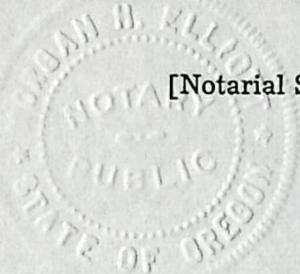
STATE OF OREGON,  
County of Deschutes } ss.

I, \_\_\_\_\_, 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 10 day of March, 1971.

Cecil Standford  
(Name of applicant)

Subscribed and sworn to before me this 10 day of March, 1971.



[Notarial Seal]

Morgan W. Elliott  
NOTARY PUBLIC FOR OREGON

My commission expires March 28, 1973

Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_

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.