

3066

STATUS OF APPLICATION

Change in place of use
Date filed 8-27-74
Date of hearing _____
Place of hearing _____
Date of order 5-20-74 Vol. 24, page 413
Date for application of water 10-1-75
Proof mailed JUN 29 1987 Hall - Reid 7-21-87
Proof received _____
Certificate issued _____ Vol. _____, page _____
8-1-87 A Sweeney 11/76

DESCRIPTION OF WATER RIGHT

Name of stream Jumels Cr. - Deschutes R. - Crescent Lake
Trib. of _____ County of Deschutes
Use irrigation
Quantity of water _____ No. of acres _____
Name of ditch _____
Date of priority _____
In name of _____
Jumels Creek Adjudication, Vol. 1, page 137 ^{See Cont}
App. No. _____ Per. No. _____ Cert. No. 31410
26050
26051
31412
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
3-27-74	25.00	39259
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

[illegible]

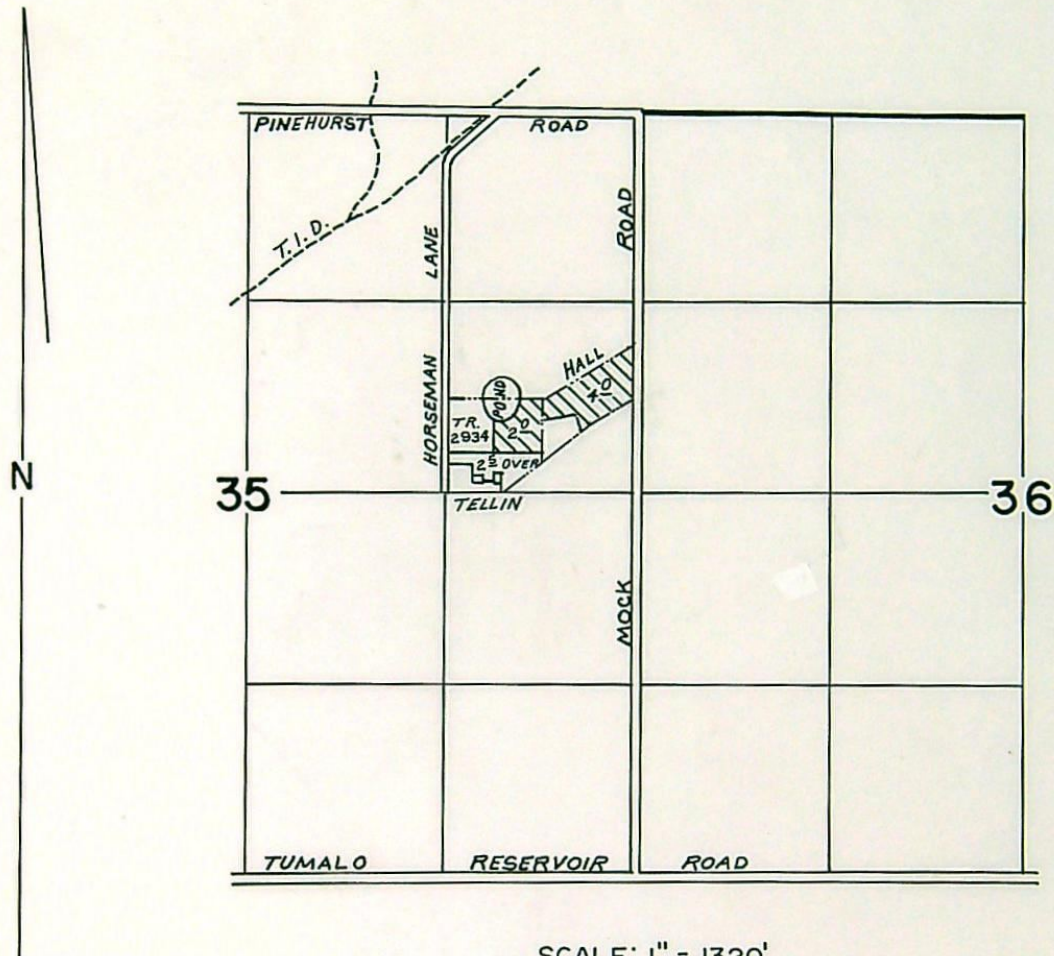
Surveyed 5/6/85 (Telling Hall)

REMARKS

HB 3111

TO BE ENTERED WHEN CHECKED	INDEX CARDS:	Entered	Checked
_____	Name	✓	_____
_____	Stream	✓	_____
<u>WA</u>	Pt. of Div.	_____	_____
_____	Calendar	✓	_____
CHECKED TO RECORD:			
_____	Top. & Ego.	✓	_____
_____	Deer-visit	✓	_____
_____	Deer-enc	✓	_____
_____	Cart. of W. H. (+)	✓	_____
_____	Per. folder	_____	_____
_____	Chalindex	_____	_____
_____	Cross Ref.	_____	_____
_____	Power Claim	_____	_____
_____	Abstracts	_____	_____

T.16S., R.11E., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY UNDER

TRANSFER NO. 3006

IN NAME OF

...THOMAS HALL & AL TELLIN...

Surveyed MAY 6 19.85, by LESLIE OLSON.

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF
WALL INVESTMENT CO., (TUMALO IRRIG-
GATION DISTRICT) FOR THE APPROVAL OF
A CHANGE IN PLACE OF USE OF WATER
FROM TUMALO CREEK, DESCHUTES RIVER,
AND THREE SPRINGS, CRATER CREEK,
LITTLE CRATER CREEK, AND CRESCENT LAKE
RESERVOIR

ORDER APPROVING
TRANSFER NO. 3006

On March 27, 1974, Wall Investment Co., by Omer H. Summers, President, 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 others lands, 6.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 16 South, Range 12 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.

These lands also have supplemental rights evidenced by certificates, recorded at Page 31412, Volume 23, 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 6.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 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 at a regular meeting held November 13, 1973.

No objection 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 6.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 16 South, Range 12 East, W.M., as evidenced by certificate recorded at page 31410, with a priority date 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 6.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35, Township 16 South, Range 11 East, W.M. ON

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1975.

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 confirming this and prior changes within the District.

Dated at Salem, Oregon, this 20th day of May, 1974.

CHRIS L. WHEELER
State Engineer