

107 Madison Dr  
1204 Chestnut  
Madras, Or

3407

STATUS OF APPLICATION

DESCRIPTION OF WATER RIGHT

FEES PAID

Change in point of diversion and place of use  
Date filed 5-10-76  
Date of hearing 5-26-77  
Place of hearing Madras  
Date of order 7-22-77 Vol. 29, page 114  
Date for application of water 10-1-79  
Proof mailed JUN 27 2000  
Proof received \_\_\_\_\_  
Certificate issued NOV 28 1977 Vol. 29, page 44957

Name of stream Willow Creek  
Trib. of \_\_\_\_\_ County of Jefferson  
Use irrigation  
Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_  
Name of ditch \_\_\_\_\_  
Date of priority \_\_\_\_\_  
In name of Grizzly Livestock & Land Co.  
Deschutes Riv. Adjudication, Vol. 9, page 498  
App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 13619  
Certificate cancelled \_\_\_\_\_  
Notation made on record by \_\_\_\_\_

Date	Amount	Receipt No.
5-10-76	45.00	54963
3-23-77	\$100.00	59235
TOTAL . . .		
4/28/77	\$2 Cert. Fee	54963

Paid The Madras Pioneer \$62.50 ck. # 1302  
4/28/77 FEES REFUNDED

Date	Amount	Check No.
4/28/77	\$ 35.50	1301

Fees: Exam 20.00  
POU 10.00  
POD 15.00  
45.00

Cert Rec Fee for  
Remaining Right Cert  
on partial cancel  
under Cert 13621

2.00  
47.00

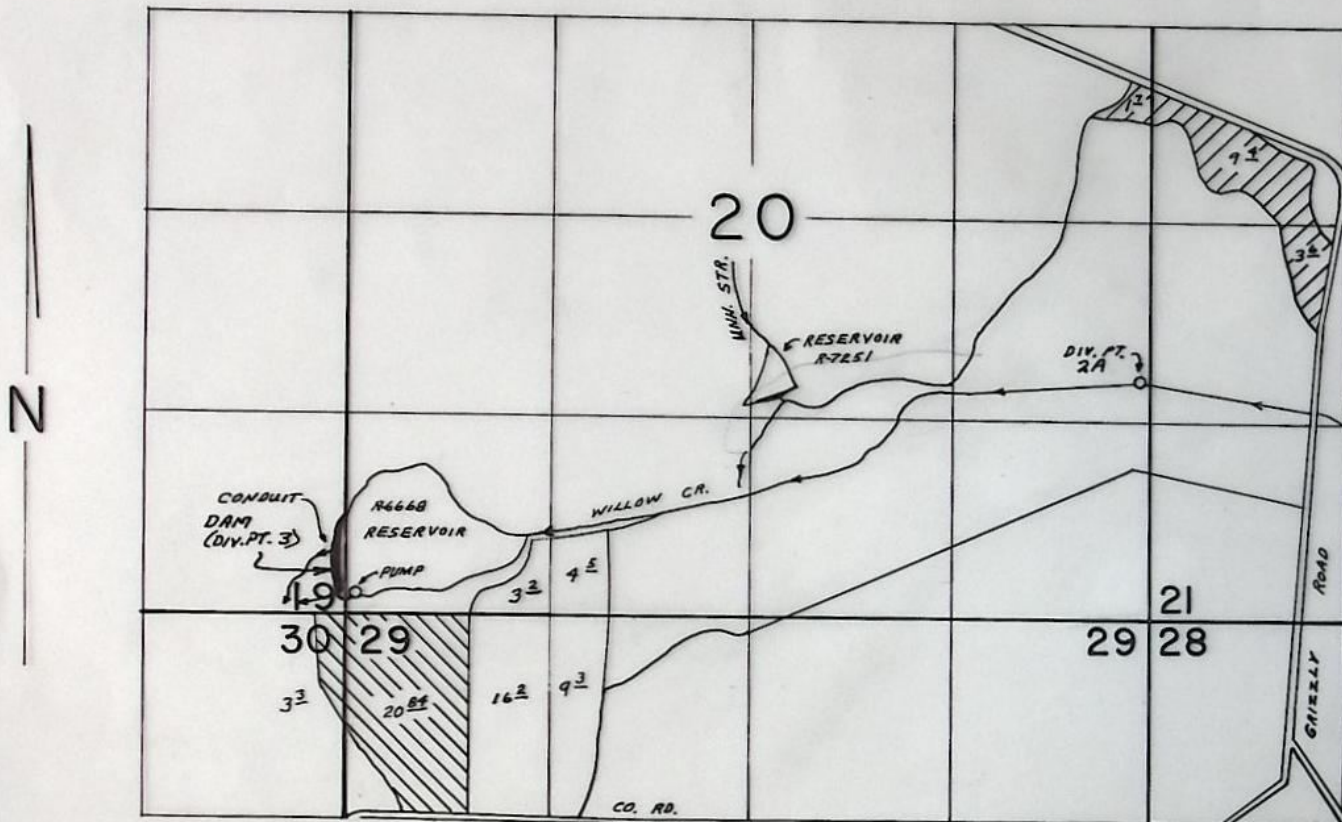
REMARKS

18-54247  
54248  
Autho for partial cancelation of WR under C# 13621 to clear way for this transfer rec'd - Order 5-18-77 Vol 29, p 40

INDEX CARDS:	Entered	Checked
Name	lg	
Stream	lg	
Pl. of Div.		
Calendar	lg	
CHECKED TO RECORDS:		
✓ Twp & Rge.	lg	
✓ Decree Court	lg	
✓ Decree File	lg	
✓ Cert. of W/R	lg	
Per. Folder		
Chain Index		
Cross Ref.		
✓ Power Claim		
Abstracts	✓	





T.12S., R.15E., W.M.



RES. R 6668 DIV. LOC: 380' N & 80' W & 2A DIV. PT. LOC: 1580' N. & 5220' E  
 RES. R 7251 LOC: 1450' N & 2760' E  
 ALL FROM SW COR. SEC. 20

SCALE: 1"=1320'

 42031  
 T-3407

**FINAL PROOF SURVEY**

UNDER

T-3407

54248

R-54247

42031

R-6668

Application No. R-57058 Permit No. R-7251.....

IN NAME OF

MORROW BROS.

Surveyed JULY 12, 1988, by B. BISHOP

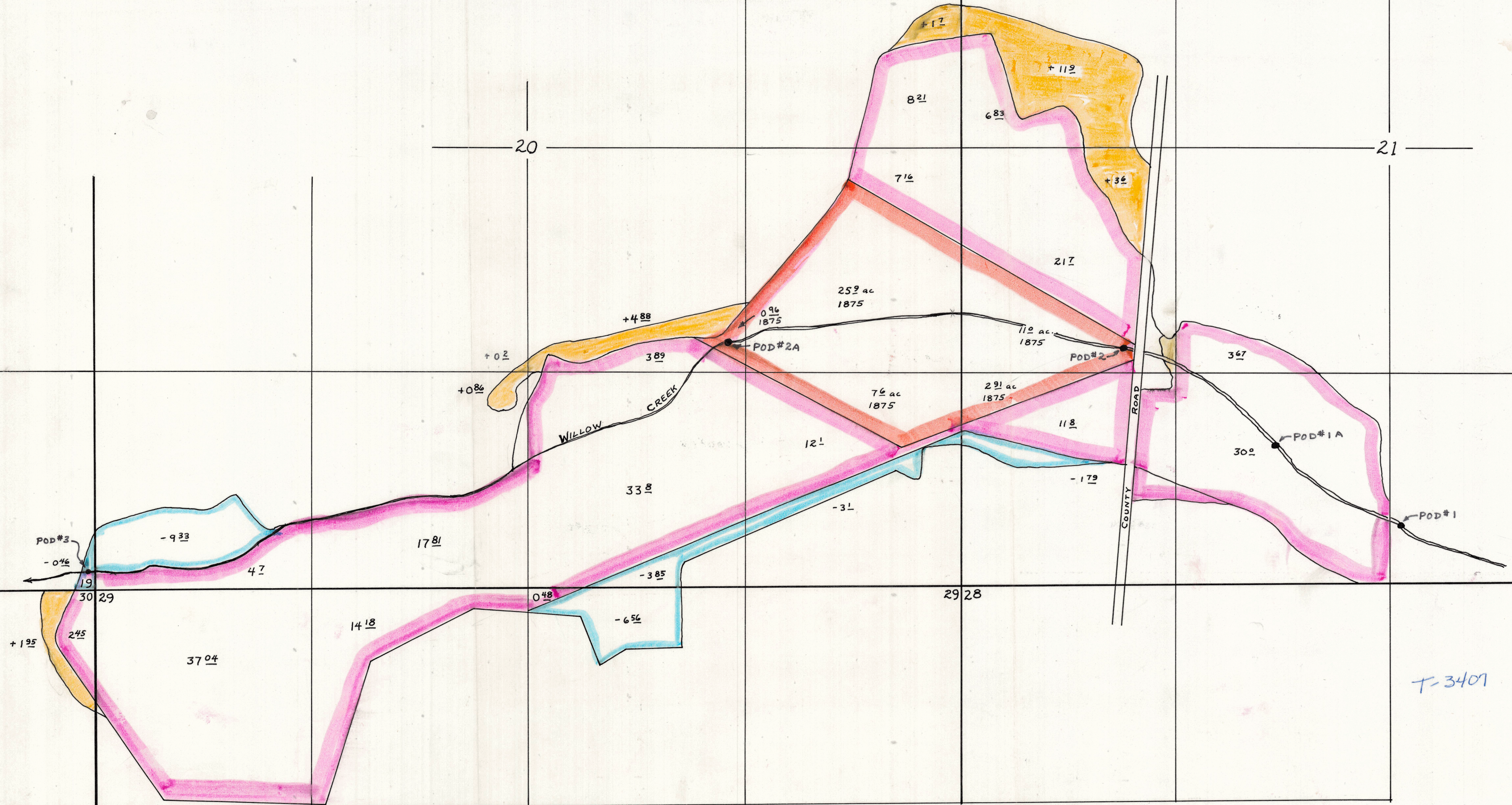
12-8-88

41013-279-227C

LLC



T12S, R15E



T-3401



41031-279-227C  
7/12/88

279-227C

Do w/ T-3408

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

~~POB~~ ~~POB~~ ~~POB~~  
POB  
USE  
Add'l POD 3.

Transfer NO. 3407

County Jefferson

Old Certificate NO. 13619

MIKE HILLECKE

1. Name Morrow Bros.

LEASES

Address 1204 Chestnut Ave, Madras, OR 97741

2. Source of Supply Willow Creek, Trib of \_\_\_\_\_

3. Use irrigation

4. Amount of Water \_\_\_\_\_ Priority Date 1886

5. Proposed Point of Diversion 1A) 900' N + 2080' E from SW Cor, Sec 21, w/in SE 1/4 SW 1/4, Sec 21; 2A) 1465' N + 1440' W from SE cor of Sec 20, w/in NW 1/4 SE 1/4, Sec 20; 3A) 450' N + 150' W from SE cor, Sec 19, w/in SE 1/4 SE 1/4, Sec 19, all T 12S, R 15E

6. Completion Date 10-1-79

7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
<u>12S</u>	<u>15E</u>	<u>20</u>	<u>SE NE</u>	<u>1.7 ac</u>
		<u>20</u>	<u>SE SW</u>	<u>0.86 ac</u>
		<u>20</u>	<u>NW SE</u>	<u>4.88 ac</u>
		<u>21</u>	<u>SW NW</u>	<u>11.9 ac</u>
		<u>21</u>	<u>NW SW</u>	<u>3.6 ac</u>
		<u>30</u>	<u>NENE</u>	<u>1.95 ac</u>
			<u>plus balance of 240.91 ac</u>	
			<u>not transferred</u>	

✓ Sec 20 A. P. 1  
✓ SE-NE cert 49957 2 1/2  
✓ " " 113407 7 1/2  
✓ Sec 21 cert 49957 7 1/2  
✓ SW-NW 113408 11 1/2  
✓ NW-SW 113408 32  
✓ " " cert 49957

NCR  
12-8-88  
J.E.



INFO: MIKE HILLECKE, WHO LEASES RANCH - ONLY DIV. PT. #3 HAS BEEN USED WHERE SHOWN - DIV. PT. #2A HAS NOT BEEN USED SINCE 1979 & DIV. PT. #1A HASN'T BEEN USED FOR AT LEAST 15 YRS. A DIV. PT. BETWEEN DIV. PT. #2 & #2A IS USED INSTEAD FOR MOST OF LAND IN SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> SEC. 21 & SE<sup>1</sup>/<sub>4</sub> NB<sup>1</sup>/<sub>4</sub> SEC. 20 THIS LAND IS SPRINKLED. REMAINDER OF LAND IS FLOOD IRR. FROM DIV. PT. #1 DIV. PT. #3 IRRIGATES FIELD IN NB<sup>1</sup>/<sub>4</sub> NB<sup>1</sup>/<sub>4</sub> SEC. 30.

SOURCE: WILLOW CREEK

NEW DIV. PT. BETWEEN #2 & #2A - PUMPS DIRECT.

PUMP: UNK. BELT DRIVE CENT. 4" x 3" 10" MOTOR PULLEY 23" ON CENTER  
8" PUMP PULLEY  
MOTOR: FORD INDUSTRIAL 45 HP. 4 CYL. DIESEL.

PIPE: 1800' 6" ALUM. MAIN  
2240' 3" " LATERAL

HEADS: 56 RB 30 5/32 x 0 ALL MAX.

DIV. PT. #3 - PUMPS FROM RESERVOIR ON WILLOW CREEK

PUMP: BERKELEY DDC 4" x 3"

MOTOR: MARATHON 40 HP @ 3500 RPM

PIPE: 2000' 4" & 5" ALUM. MAIN.  
2960' 3" ALUM. LATERAL

HEADS: 74 RB 30 3/16 x 0 ALL MAX.

USE: IRRIGATION OF ALFALFA, GRASS & WHEAT FOR HAY.

LIFT: DIV. PT. #3 + 10' SUCTION + 5' TO -10' DISCHARGE  
NEW DIV. PT. + 5' TO +10'

TIE: 41031-279-227C

DIV #3 Q - Heads:  $\frac{(74)(6.8)}{449} = 1.12 \text{ CFS @ 45 PSI}$

Q - Pump:  $\frac{(40)(6.6)}{114.3+30} = 1.93 \text{ CFS @ 45 PSI}$

PORTABLE PUMP Q - Heads:  $\frac{(56)(4.8)}{1449} = 0.60 \text{ CFS @ 45 PSI}$

Q - pump:  $\frac{(45)(6.6)}{114.3+15} = 2.30 \text{ CFS @ 45 PSI}$

7/12/88

Benjamin W. Dooling  
F.T.

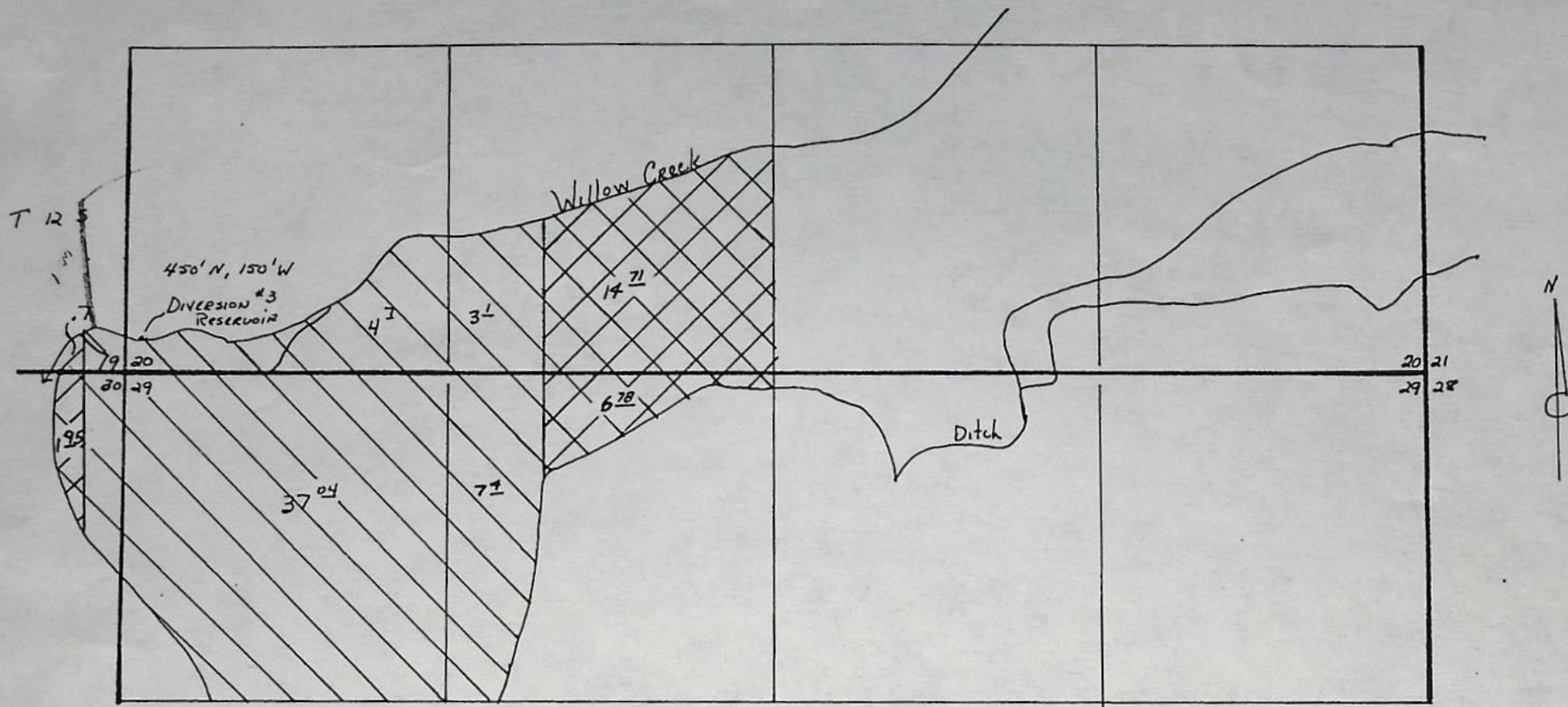


Application No. 54248, R 15 E  
Permit No. 42031 R 6668

RECEIVED

NOV 12 1976

WATER RESOURCES DEPT.  
E. J. OREGON



MORROW BROS.  
8" / 1 mile

Acres Irrigated from diversion #3  
Supplemental acres to be irrigated  
from diversion #3



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jefferson County

IN THE MATTER OF THE PARTIAL)  
CANCELATION OF A WATER RIGHT)  
IN THE NAME OF GRIZZLY LIVE-)  
STOCK & LAND CO. )  
-----

O R D E R

On March 23, 1977, Morrow Bros., acting through Andrew J. Morrow, partner, submitted an affidavit that they are the owners of a water right and the lands to which the right is appurtenant; that they have abandoned any and all interest in and to said water right and request the same be canceled.

The water right in question is a portion of the right evidenced by certificate issued to Grizzly Livestock & Land Company and recorded at Page 13621, Volume 12, State Record of Water Right Certificates, and is for the appropriation of water from Willow Creek, with a date of priority of May 14, 1906, for the irrigation of a certain 1.7 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 20; 11.9 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$  and 3.6 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21, Township 12 South, Range 15 East, W.M.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Director that the water right has been abandoned by him and that he desires cancelation thereof, the Water Resources Director shall enter an order canceling the water right."

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right evidenced by certificate recorded at Page 13621, Volume 12, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon, this 18th day of May, 1977.

/s/ JAMES E. SEXSON  
Director



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JEFFERSON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF MORROW BROS. FOR APPROVAL OF )  
A CHANGE IN PLACE OF USE AND )  
POINT OF DIVERSION FROM WILLOW CREEK )

ORDER APPROVING  
TRANSFER NO. 3407

On May 10, 1976, an application was filed in the office of the Water Resources Director by Morrow Bros. for a change in place of use and point of diversion under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 13619, Volume 12, State Record of Water Right Certificates, in the name of Grizzly Livestock & Land Co., describes an existing right of record for the use of water from Willow Creek for irrigation of a certain 240.91 acres with a date of priority of 1886, being:

0.46 acre in SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 19,  
8.21 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$   
14.03 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
17.81 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$   
7.16 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$   
3.89 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$   
37.65 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$   
15.2 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 20,

6.83 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$   
3.67 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$   
21.7 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
13.59 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
30.0 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 21,  
2.45 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$   
Section 30,  
7.04 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$   
14.18 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$   
37.04 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 29,

All within Township 12 South, Range 15 East, W.M.

Water for the said right is diverted from two points located (1) 350 feet North and 2650 feet East and (2) 1400 feet North and 1000 feet East from the Southwest corner of Section 21, being within the (1) SW $\frac{1}{4}$  SE $\frac{1}{4}$  and (2) NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21, Township 12 South, Range 15 East, W.M.



The applicant herein, owner of the lands above described, proposes to sever the right from a certain 0.46 acre in SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 19; 9.33 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , 3.85 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , 3.1 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 20; 1.79 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21; and 6.5 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 29, Township 12 South, Range 15 East, W.M., and without loss of priority, to irrigate in lieu thereof a certain 1.7 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , 0.86 acre in SE $\frac{1}{4}$  SW $\frac{1}{4}$ , 4.88 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 20; 11.9 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$ , 3.6 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21; and 1.95 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 30, Township 12 South, Range 15 East, W.M.

The applicant proposes to maintain the two points of diversion described in paragraph three, above, and to establish three additional points of diversion located (1A) 900 feet North and 2080 feet East from the Southwest corner of Section 21, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21; (2A) 1465 feet North and 1440 feet West from the Southeast corner of Section 20, being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 20; and (3) 450 feet North and 150 feet West from the Southeast corner of Section 19, being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 19, all within Township 12 South, Range 15 East, W.M., for irrigation of all of the lands under the subject water right, being:

9.91 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$   
 0.20 acre in NE $\frac{1}{4}$  SW $\frac{1}{4}$   
 4.70 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 18.67 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$   
 7.16 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$   
 8.77 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$   
 33.80 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$   
 12.10 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$   
 Section 20,

4.40 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$   
 Section 30,  
 0.48 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$   
 14.18 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$   
 37.04 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$   
 Section 29,  
 18.73 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$   
 3.67 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$   
 25.30 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
 11.80 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 30.00 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$   
 Section 21,

All within Township 12 South, Range 15 East, W.M.

Notice of the application, pursuant to ORS 540.510, was published in



the Madras Pioneer, a newspaper printed and having general circulation in Jefferson County, Oregon, for a period of three weeks in the issues of April 7, 14, and 21, 1977.

Mr. Bruce A. Estes, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of diversion may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes in place of use and 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 place of use and point of diversion 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, together with the diverted at the old points of diversion, shall not exceed the quantity of water available at the old points of diversion under the subject right.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install head-gates 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 changes in point of diversion of water made on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Grizzly Livestock & Land Co., and recorded at Page 13619, Volume 12,



State Record of Water Right Certificates, is 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.

Date at Salem, Oregon, this 22nd day of July, 1977.

/s/ JAMES E. SEXSON  
Director



MAP SHOWING DITCHES COVERING IRRIGATED LANDS  
OF  
MORROW and KEENAN  
GRIZZLY-JEFFERSON COUNTY - OREGON  
Scale 1 inch = 400 feet Survey By R.G. Heider  
T 12 S , R 15 E.

I, Raymond G. Heider of Madras Oregon, do hereby certify that this map was made from notes taken during an actual Survey made by me on July 1, 1923 and that it correctly represents the works described in the accompanying application together with the location of streams and other ditches in the immediate vicinity. The lands shown on this map have been irrigated prior to this date.

Raymond G. Heider  
Surveyor

C. W. PALMAIN



# Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Morrow Brothers (Name of applicant)

of Madras (Postoffice), County of Jefferson

State of Oregon 97741, do hereby make application for change in place of use  
and additional points of diversion  
(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is Willow Creek  
(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 North & South Creek Ditch & Unid. ditches  
(Pt. of div #1) (Pt. of div #2)

4. The point of diversion is located #1-350' N. and 2650' E  
#2-1400' ft. N and 1000' ft. E both from the SW  
(N. or S.) (E. or W.)

corner of Section 21 being within the #1-SW 1/4 SE 1/4  
(Section or subdivision) #2-NW 1/4 SW 1/4

of Section 21 Tp. 12 S R. 15 E W. M., in the County of Jefferson  
(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.

C# 13619	1886	240.91	Irrigation	North & South Creek Ditch	Willow Creek	0.46 acre in SE 1/4 SE 1/4 Section 19, - 0.46
						8.21 acres in SE 1/4 NE 1/4 + 1.7
					NESW + 0.2	14.03 acres in SW 1/4 SW 1/4 - 9.33
						17.81 acres in SW 1/4 SW 1/4 + 0.86
						7.16 acres in NE 1/4 SE 1/4 -
						3.89 acres in NW 1/4 SE 1/4 + 4.88
						37.65 acres in SW 1/4 SE 1/4 - 3.85
						15.2 acres in SE 1/4 SE 1/4 - 3.1
						Section 20,
						6.83 acres in SW 1/4 NW 1/4 + 11.9
						3.67 acres in NW 1/4 SW 1/4
						21.7 acres in NW 1/4 SW 1/4 + 3.6
						13.59 acres in SW 1/4 SW 1/4 - 1.79
						30 acres in SE 1/4 SW 1/4
						Section 21,
						2.45 acres in NE 1/4 NE 1/4 + 1.95
						Section 30,
						7.04 acres in NW 1/4 NE 1/4 - 6.56
						14.18 acres in NE 1/4 NW 1/4
						37.04 acres in NW 1/4 NW 1/4
						Section 29,
						T. 12 S. R. 15 E. W. M.
						total 25.09

9. Was your water right acquired by Water Right Permit? No If so, give number  
(Yes or No)

of permit



10. Do you hold a water right certificate? Yes If so, give number of certificate 13619  
(Yes or No)

11. Was your water right determined by Decree of Court? Yes If so, give title of proceedings  
(Yes or No)

Deschutes River

12. Is the water right recorded in your name? No - Grizzly Livestock & Land Company  
(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 $\frac{1}{4}$
12 S	15 E	20				1.7					0.2			0.86		4.88		
		21							11.9				3.6					
		30	1.95															
			total 25.09															
			25.09 Ac.															

(Attach separate sheet if necessary)

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

(see remarks section for locations of proposed additional points of diversions)

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? Yes

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? Yes

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
Mortgage	Federal Land Bank	224,000

20. Reasons for the proposed changes are to change the water right of record to correspond to actual application practice which we recently developed



AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Marion

SS.

We Morrow Bros. by ANDREW J. MORROW, 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 23RD day of MARCH, 1977.

Andrew J. Morrow  
(Name of applicant)

Subscribed and sworn to before me this 23RD day of MARCH, 1977.

[Notarial Seal]

James W. Carter Jr.  
NOTARY PUBLIC FOR OREGON

My commission expires 8-8-80

Remarks We intend to retain use of the points of diversion #1 and #2 and establish the three additional points of diversion for the irrigation of the 240.91 acres listed in this application.

Point of diversion #1A: 900 ft. N. & 2080 ft. E. from the S.W. corner of Sec. 21 within SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 21, Tp. 12 S. R. 15 E.

Point of diversion #2A: 1475 ft. N. & 1330 ft. W. from the SE corner of Sec. 20 within NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 20, Tp. 12 S. R. 15 E.

Point of diversion #3: 450 ft. N. & 150 ft. W. from the SE corner of Sec. 19, within SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 19, Tp. 12 S. R. 15 E.

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.



378-3066

December 8, 1976

File Tr-3407  
Tr-3408

Morrow Brothers  
Madras, OR 97741

Gentlemen:

I am returning the five applications for transfer of water right along with the maps you submitted in September of this year. I am also enclosing, as discussed when you were recently in this office, two applications for transfer I partly completed in pencil that you may use as a guide in preparing your applications. If you have any questions please advise me of a phone number and time that you can be reached.

If you agree with the penciled entries on the applications, they may be done in ink. Item 13 on the application involving the right under certificate 13619 must be completed to list the acreage for that part of the right to be transferred to the new place of use. The affidavit of applicant must be completed on both applications.

It will be necessary to prepare a map showing all the points of diversion by distances from reference corners, the acreage to be divested of the water right, and the acreage to receive the water right. The map which accompanied the claims submitted by Grizzly Livestock and Land Company during the Deschutes River adjudication proceedings may be used as a guide in preparing your supporting map.

Since you propose to transfer the water right presently under the 1886 priority to lands having a right now under the 1906 priority, it will be necessary to clear our records of the later right involved. We can prepare the necessary affidavit to provide for clearing the right from our records after you have determined the acreage involved.



-2-

It will be necessary for your proposed transfers to be published in a newspaper haveing general circulation in your county. We will need a deposit of \$50.00 from you to cover the cost of publication.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:cc



July 9, 1976

File R-54247  
54248  
R-44164  
44165  
Tr-3407  
Tr-3408

Morrow Brothers  
1204 Chestnut  
Madras, OR 97741

Gentlemen:

Your application for a permit to construct Willow Creek Reservoir and store therein 133 acre feet of water from Willow Creek for irrigation and livestock has been filed as number R-54247. Of the fees submitted, \$33.00 have been credited to this reservoir application.

Your application for a secondary permit to appropriate 49.0 acre feet from Willow Creek for primary irrigation of 115.64 acres and supplemental irrigation of 118.1 acres and to appropriate 1.0 acre foot at 2.36 gallons per minute for stock has been filed as number 54248. Of the fees submitted \$55.27 have been credited to this secondary application.

Your application for a change in point of diversion and place of use of water from Willow Creek has been filed as transfer number 3407. Of the fees submitted, \$45.00 have been credited to this transfer application.

Your application for a change in point of diversion of water from Willow Creek has been filed as transfer number 3408. Of the fees submitted, \$35.00 have been credited to this transfer application.

The two maps prepared on tracing paper were also received. These maps you submitted do not adequately illustrate your proposed projects. I believe it will be best for you to have a separate map prepared to support each transfer application and a separate map prepared to support your reservoir and secondary application.



July 9, 1976

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Morrow Brothers

The maps to support your transfer applications must clearly illustrate the location of the acreage to be divested of a water right, the proposed acreage to receive the water right, the present and proposed points of diversion, and the acreage to be irrigated from each proposed point of diversion.

The map to support the reservoir and secondary applications must clearly illustrate the location of the acreage to be irrigated and be in agreement with the listing to be given in item 8 of the secondary application. This map should also illustrate the point of diversion to be used. According to our final proof survey, the point of diversion for the use of the stored water is located 450 feet north and 150 feet west from the southeast corner of Section 19. I am enclosing a print of the final proof survey map which shows the point of diversion and acreage to be allowed a water right as perfected under the terms of your permit No. 33849.

Item 3 of the reservoir application should only list the additional amount of water to be stored that is not allowed under your earlier permit No. R-5356. You should then explain in the remarks section of this application the circumstances involved and the reason for filing this reservoir application. Will you also advise us of when we can expect to receive the required engineering drawings.

If it is intended to store 49 acre feet for irrigation purposes and 1.0 acre foot for stock purposes as indicated on your secondary application, this should also be noted in item 4 of your reservoir application.

If the secondary application is for a permit to appropriate the additional stored water for the irrigation of land already covered by rights from Willow Creek or your earlier permit for the use of stored water from the reservoir, only the Willow Creek Reservoir (enlargement) should be listed as the source in item 1 of the secondary application instead of listing Willow Creek.

According to your maps and other information submitted, your secondary application is to only supplement existing rights. If so, only the supplemental listing should be given in item 8.

The secondary application must be signed in the space provided following item No. 14 and the date you intend to complete the construction work must be entered in item No. 13.



July 9, 1976

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Morrow Brothers

We will need a statement from the Federal Land Bank, holder of the mortgage, advising us of their approval of your proposed change in place of use of water.

We are not able to reproduce colors on our copying machine, so color coding should not be used on the applications or supporting maps.

Additional fees will be required, but we will advise you of the fees after we receive the applications in completed form.

I am returning the reservoir application and secondary application along with the two transfer applications and two supporting maps for correction and completion. Your reservoir application No. R-54247 and secondary application No. 54248 are endorsed so that in order to retain their priority dates they must be received in this office on or before September 9, 1976.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:cc

cc: Bruce Estes

Watermaster, District 11

Encl. Receipt No. 54961, 54962, 54963, and 54964



**NOTICE OF WATER RIGHT  
TRANSFER APPLICATIONS**  
NOS. 3407 & 3408

Notice is given hereby that Morrow Bros. has filed 2 applications in the office of the Water Resources Director for the approval of additional points of diversion from Willow Creek.

Certificate of water right recorded at Page 13619, Vol. 12, State Record of Water Right Certificates, in the name of Grizzly Livestock & Land Co. describes an existing right of record for the use of water from Willow Creek for irrigation of a certain 240.91 acres located within SE $\frac{1}{4}$  NE $\frac{1}{4}$ , S $\frac{1}{2}$  SW $\frac{1}{4}$  and

SE $\frac{1}{4}$  of Sec. 20; SW $\frac{1}{4}$  NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of Sec. 21; NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 30; and NW $\frac{1}{4}$  NE $\frac{1}{4}$  and N $\frac{1}{2}$  NW $\frac{1}{4}$  of Sec. 29, T. 12 S., R. 15 E., W.M., with a date of priority of 1886.

Water for the said right is diverted from 2 points located (1) 350 ft. N. and 2650 ft. E. and (2) 1400 ft. N. and 1000 ft. E. from SW corner of Sec. 21, being within the (1) SW $\frac{1}{4}$  SE $\frac{1}{4}$  and (2) NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 21, T. 12 S., R. 15 E., W.M.

By application No. 3407, the applicant herein, owner of the lands above described, proposes to establish, without loss of priority, 3 additional points of diversion (1A) 900

ft. N. and 2080 ft. E. from the SW corner of Sec. 21, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21; (2A) 1475 ft. N. and 1330 ft. W. from the SE corner of Sec. 20, being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 20, and (3) 450 ft. N. and 150 ft. W. from the SE corner of Sec. 19, being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 19, all within T. 12 S., R. 15 E. W.M., for irrigation of said lands.

Certificate of water right recorded at Page 13618, Vol. 12, State Record of Water Right Certificates, in the name of Grizzly Livestock & Land Co., describes an existing right of record for the use of water from Willow Creek for irrigation of 25.9 acres in

NE $\frac{1}{4}$  SE $\frac{1}{4}$ , 0.96 acre in NW $\frac{1}{4}$  SE $\frac{1}{4}$  and 7.6 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 20; 11.0 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  and 2.91 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 21, T. 12 S., R. 15 E., W.M., with a date of priority of 1875.

Water for the said right is diverted from a point located 1400 ft. N. and 1000 ft. E. from the SW corner of Sec. 21, being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 21, T. 12 S., R. 15 E., W.M.

By application No. 3408 the applicant herein, owner of the lands above described, proposes to establish, without loss of priority, an additional point of diversion located 1465 ft. N. and 1440 ft. W. from the SE corner of Sec. 20,

being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 20, T. 12 S., R. 15 E., W.M., for irrigation of said lands.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Madras, Oregon on May 26, 1977, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on Morrow Bros., 1204 Chestnut, Madras, Oregon 97741, and one copy filed with the Water Resources Department, Salem, Oregon 97310, together with a \$10 filing fee, at least 10 days prior to the date set

for hearing. IF NO OBJECTION IS FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING. Administrative rules pertaining to the filing of a protest will

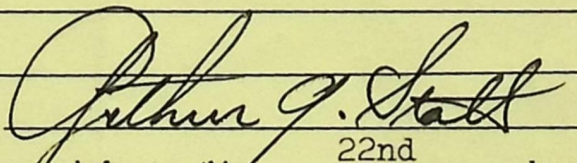
be furnished by the Water Resources Department upon request.

Dated at Salem, Oregon, this 28th day of March, 1977.  
James E. Sexson  
Director  
Publish April 7, 14, 21, 1977

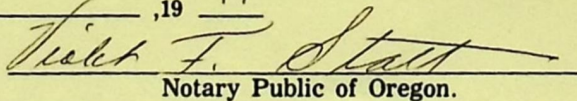
annexed, was published in the entire issue of said newspaper for

successive and consecutive weeks in the following issues:\_\_\_\_\_

April 7, 14, 21, 1977.

  
22nd

Subscribed and sworn to before me this \_\_\_\_\_ day of April \_\_\_\_\_, 19 77

  
Notary Public of Oregon.

My commission expires 19th \_\_\_\_\_ day of Sept, 19 80



REAL ESTATE  
HNS REAL ESTATE  
BROKER  
BARBARA JOHNS  
So. Hwy 97, Ma  
475-3821

"DREAM HOME DE-  
YOUR SOMEDAY! You have a lot of  
ES A DREAM SE... build someday. That  
for that perfect house, sooner than expected.  
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someday. TODAY! F...770-attractive terms  
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Land Co. describes an exist-  
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for irrigation of a certain  
240.91 acres located within  
SE 1/4 NE 1/4, S 1/2 SW 1/4 and

SEWER  
SERVICE  
FOR ANY DRAINAGE FAILURE  
RAZOR KLEEN  
DRAINS  
Operators of Electric Roto-Rooter  
Sewer and Drain Cleaning Equipment  
Jefferson & Adjoining  
Counties  
Madras, Oregon  
PH. 475-6605

REAL ESTATE  
MADRAS

168 N. Fifth Street

PHON

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15 E., W.M.

By application No. 3407  
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proposes to establish, without  
loss of priority, 3 additional  
points of diversion (1A) 30

## Affidavit of Publication

State of Oregon  
County of Jefferson ss.

RECEIVED

APR 25 1977

I, Arthur G. Statt, DEPT first

duly sworn, depose and say that I am the publisher of THE MADRAS  
PIONEER, a newspaper of general circulation, as defined by ORS 193.010  
and 193.020; printed and published at Madras in the aforesaid county and  
state;

that the Notice of Water Right Transfer Appli-  
cations Nos. 3407 & 3408

, a printed copy of which is hereto  
annexed, was published in the entire issue of said newspaper for three

successive and consecutive weeks in the following issues: \_\_\_\_\_

April 7, 14, 21, 1977.

Arthur G. Statt  
22nd  
Subscribed and sworn to before me this \_\_\_\_\_ day of  
April \_\_\_\_\_, 19 77

Victor F. Statt  
Notary Public of Oregon.

My commission expires 19th day of Sept, 19 80





## WATER RESOURCES DEPARTMENT

RECEIVED

MAY - 6 1977

WATER RESOURCES DEPT  
SALEM, OREGON

1507 EAST FIRST STREET • BEND, OR • 97701 • Phone 382-4005

ROBERT W. STRAUB  
GOVERNOR

May 4, 1977

JAMES E. SEXSON  
Director

WATER POLICY REVIEW  
BOARD

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Chairman  
Corvallis

CHAPIN D. CLARK  
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Klamath Falls

ANN W. SQUIER  
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RICHARD ROY  
Portland

JAMES HILL  
Arch Cape

JEAN FROST  
Portland

James W. Carver, Jr.  
Water Resources Dept.  
1178 Chemeketa St NE  
Salem, Ore. 97310

RE: T-3407  
T-3408

Dear Jim:

I have been over this land and delivery system a number of times. Duane & I helped Andrew Morrow compile his records and fill out the transfer forms here in the office.

Since Willow Creek dries up in the canyon below Morrow Bros. reservoir I can see no reason why this transfer should not be allowed and will go with provision #2 on measuring devices. As near as I can tell, the remaining lands not involved are being irrigated when water is available.

Sincerely yours,

Bruce A. Estes  
Watermaster, Dist.#11

BAE:rs