

3498

STATUS OF APPLICATION

Change in place of use
 Date filed 12-10-76
 Date of hearing _____
 Place of hearing _____
 Date of order 12-28-76 Vol. 28, page 227
 Date for application of water 10-1-78
 Proof mailed APR 27 1987
 Proof received _____
 Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream Tumalo Creek et al
 Trib. of _____ County of Deschutes
 Use irrigation
 Quantity of water _____ No. of acres 2^e
 Name of ditch Tumalo Feed Canal
 Date of priority _____
 In name of _____
 _____ Adjudication, Vol. _____, page _____
 App. No. _____ Per. No. 19628 Cert. No. 26050
 Certificate cancelled _____
 Notation made on record by 10-14-87 BE

FEES PAID

Date	Amount	Receipt No.
<u>12-10-76</u>	<u>30.00</u>	<u>57180</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

Form 130 sent JUL 27 1987 - Johnson

130 sent 9-14-87 - Johnson

Proof not necessary - finish -

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

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



SCALE: 1" = 1320'

FINAL PROOF SURVEY
UNDER

TRANSFER NO. 3498

IN NAME OF

CLARENCE JOHNSON

Surveyed JULY 10, 1985, by LESLIE OLSON

BEFORE THE WATER RESOURCES DEPARTMENT OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF)
BARBARA MACARTHUR (TUMALO IRRIGATION)
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)

ORDER APPROVING
TRANSFER NO. 3498

On December 8, 1976, Barbara MacArthur filed an application in the office of the Water Resources Director 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.

Certificate of water right issued to Tumalo Irrigation District and recorded at Page 28050, Volume 18, State Record of Water Right Certificates, confirms a right to the use of not to exceed 136.0 cubic feet per second of water from Tumalo Creek supplemented by the use of not to exceed 40.0 cubic feet per second of water from Crater Creek and not to exceed 34.0 cubic feet per second of water from Little Crater Creek and not to exceed 1.0 cubic foot per second from three spring branches for irrigation of, among other lands, 2.0 acres in NE¹₄ NE¹₄, Section 33, Township 16 South, Range 11 East, W.M., with a date of priority of October 29, 1913.

These lands also have supplemental rights evidenced by certificate 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 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 2.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 16 South, Range 11 East, W.M.

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 9, 1976

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

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1978.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the Water Resources Director 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 28th day of December, 1976.

JAMES E. SEXSON
Director