

3604

WM. R. McCORMACK

3604

STATUS OF APPLICATION

DESCRIPTION OF WATER RIGHT

FEES PAID

Change in point of diversion & place of use
 Date filed 3-28-77

Date of hearing _____

Place of hearing _____

✓ Date of order 12-22-78 Vol. 31, page 511

Date for application of water completed

Proof mailed _____

Proof received _____

Certificate issued May 21, 2010 Vol. _____, page 86228

Name of stream Bear Creek, trib of Crooked River

Trib. of _____ County of Crook

Use irrigation

Quantity of water _____ No. of acres 10⁰

Name of ditch _____

Date of priority _____

In name of _____

_____ Adjudication, Vol. _____, page _____

App. No. 1097 Per. No. 486 Cert. No. 488

Certificate cancelled _____

Notation made on record by _____

Date	Amount	Receipt No.
3/28/77	\$ 45 ⁰⁰	59315
2-8-78	\$ 70 ⁻	1023
TOTAL . . .		
	○ Cert. Fee	

Central Oregonian \$ 38.00 pd 12-14-78 LHM 2984

FEES REFUNDED

Date	Amount	Check No.
12-14-78	47 ⁰⁰	2983

45⁰⁰
 22⁰⁰
 115⁰⁰
 - 68⁰⁰
 47⁰⁰

Fees Exam 20⁻
 POU 10⁻
 30⁻

POH 38⁻
 (T. 3605) 68⁰⁰

to survey 12/78

PON on 3604 & 3605 together

Hold on 3604 until 3605 ready for PON

REMARKS

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
✓	Name	lig
✓	Stream	lig
✓	Pt. of Div.	lig
✓	Calendar	lig
✓	Twp. & Rge.	lig
✓	Decree-vault	lig
✓	Decree-safe	lig
✓	Cert. of W/R	lig
✓	Per. Folder	lig
✓	Chainindex	lig
✓	Cross Ref.	lig
✓	Power Claim	lig
✓	Abstracts	lig

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WM.R. MCCORMACK
28833 SE BEAR CREEK RD
PRINEVILLE OR 97754

confirms the right to use the waters of BEAR CREEK, tributary to CROOKED RIVER for IRRIGATION of 10.0 ACRES.

This right was perfected under Permit 486. The date of priority is NOVEMBER 28, 1910. This right is limited to 0.125 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
# 2	19 S	17 E	WM	2	NW SE		1340 FEET NORTH & 1420 FEET WEST FROM SE CORNER, SECTION 2
# 3	19 S	18 E	WM	7	SE SW	6	320 FEET NORTH AND 820 FEET EAST FROM SW CORNER, SECTION 7

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION								
POD	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
2	19 S	17 E	WM	11	NW NE			5.4
3	19 S	18 E	WM	7		3		1.1
3	19 S	18 E	WM	7		4		3.5

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

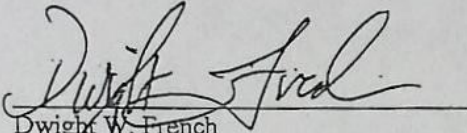
This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered December 22, 1978, at Special Order Volume 31, Page 511, approving Transfer Application 3604, and supersedes Certificate 488, State record of Water Right Certificates.

NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued MAY 21 2010

A handwritten signature in dark ink, appearing to read "Dwight French", written over a horizontal line.

Dwight W. French
Administrator Water Rights and Adjudications, for
Phillip C. Ward, Director
Oregon Water Resources Department

STATE OF OREGON

WATER DIVISION NO. 2

COUNTY OF

CROOK

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That MARY E. CARLIN

of Roberts, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Bear Creek, a tributary of Crooked River, for the purpose of irrigation of ten acres of land

under Permit No. 486 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered of record in the Record of Proceedings of said Board, at Salem, in Volume 1,

at page 160, on the 17th day of July, 1914; that the priority of the right hereby confirmed dates from November 28, 1910; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not

exceed one-eighth cubic foot per second, or its equivalent in case of rotation. The use hereunder shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

Ten acres in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section Eleven (11) Township Nineteen (19) South Range Seventeen (17) East of Willamette Meridian.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE

WATER BOARD affixed this 31st day

(SEAL OF THE STATE WATER BOARD) of August, 1914.

STATE WATER BOARD

JOHN H. LEWIS

By _____ State Engineer, President

M. F. MERS

Attest: _____ Secretary

Recorded in State Record of Water Right Certificates, Volume 1, Page 488

T#3604

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CROOK COUNTY

IN THE MATTER OF THE APPLICATION)
OF WM. R. McCORMACK FOR APPROVAL)
OF A CHANGE IN PLACE OF USE OF)
WATER FROM BEAR CREEK)

ORDER APPROVING
TRANSFER NO. 3604

On March 28, 1977, an application was filed in the office of the Water Resources Director by Wm. R. McCormack for approval of a change in place of use of water from Bear Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 488, Volume 1, State Record of Water Right Certificates, in the name of Mary E. Carlin, describes a right for the use of not to exceed 0.125 cubic foot per second from Bear Creek for irrigation of a certain 10.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, Township 19 South, Range 17 East, W.M., with a date of priority of November 28, 1910.

Water for the said right is diverted from a point located 80 feet South from the East Quarter Corner of Section 11, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Township 19 South, Range 17 East, W.M.

The applicant herein proposes to transfer the water right from the lands above described and, without loss of priority, to irrigate in lieu thereof a certain 10.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, Township 19 South, Range 17 East, W.M.

Mr. Robert F. Main, Jr., Watermaster, has filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

No objections 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, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that NO time need be fixed for completion as the change in place of use of water is completed.

It is FURTHER ORDERED that the certificate of water right recorded at page 488, Volume 1, State Record of Water Right Certificates, is canceled; and upon proof satisfactory to the Water Resources Director of completion of works and

1/21/78

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.

Dated at Salem, Oregon this 22nd day of December, 1978

James E. SexsonSM
Director

By *Charles L. Wheeler*
Deputy