

511

STATE OF OREGON

COUNTY OF CROOK TO YUKON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That THOMAS W. LAWSON & HENRY McCALL

of Prineville, State of Oregon, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Crooked River
a tributary of Deschutes River for the purpose of
Irrigation of 20 acres

under Permit No. 4653 of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from April 19, 1920;

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
~~0.65~~ cubic foot per second.
0.25

The point of diversion is located in the ~~SE~~NE¹/₄ of Section 22, Township 14 S, Range 14 E, W. M.
The use hereunder for irrigation shall conform to such reasonable rotation system as may be
ordered by the proper state officer.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per
acre, or its equivalent in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such
right is appurtenant (if for irrigation, or any other purpose), is as follows:

20 acres in the NE¹/₄SW¹/₄,
~~30 acres in the NW¹/₄SW¹/₄,~~
Section 22,
Township 14 South, Range 14 East, W. M.

This certificate describes that portion of the water right confirmed by the prior
certificate recorded at page 10847, Volume 10, State Record of Water Right
Certificates, NOT modified by the provisions of an order of the Water Resources
Director entered on May 18, 1978, approving transfer application No. 3890.

The issuance of this superseding certificate does not confirm the status of the
water right in reference to ORS 540.610.

notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have
the right to take over the dams, plants and other structures and all appurtenances thereto which have
been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon
condition that before taking possession the State or municipality shall pay not to exceed the fair
value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and
dependable property of the holder of this certificate, not taken over, as may be caused by the
severance therefrom of the property taken in accordance with the provisions of section 47-508,
Oregon Code 1930.

WITNESS the signature of the State Engineer,

affixed this 10th day
of September, 1978

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume

10, page 10847

STATE OF OREGON

COUNTY OF

CROOK

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

THOMAS W. LAWSON & HENRY MCCALL

of Prineville, State of Oregon, 97721, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Crooked River

a tributary of Deschutes River
irrigation of 20 acres

for the purpose of

under Permit No. 4653 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from April 19, 1920 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 0.25 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22, T. 14 S., R. 14 E., W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre,

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

20.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 22

T. 14 S., R. 14 E., W. M.

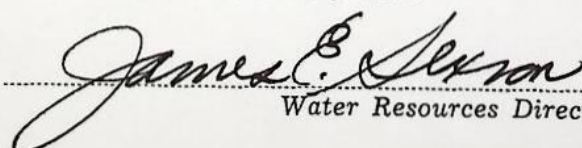
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 10847, Volume 10, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on May 18, 1978, approving transfer application No. 3890.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. June 22, 1978


Water Resources Director

CERTIFICATE OF WATER RIGHT

STATE OF OREGON

to

STATE OF OREGON,

County of } ss.

I CERTIFY, that the within was received
and duly recorded by me in Volume
of Record of Water Right Certificates, at
page on the day
of, 19.....

County Clerk

STATE OF OREGON, }
COUNTY OF CROOK, } ss.

47178

INDEXED

I CERTIFY that the within instrument of writing was received for record on the 25th day of July, 1978, at 10:00 o'clock A.M., and recorded in Book MF, on page 47178, Records of Water Rights, of said county.

BY Grace G. Bennon
DEPUTY COUNTY CLERK

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CROOK COUNTY

IN THE MATTER OF THE APPLICATION)
OF VOLNEY R. GRANT FOR APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM CROOKED RIVER)

ORDER APPROVING
TRANSFER NO. 3890

On March 1, 1978, an application was filed in the office of the Water Resources Director by Volney R. Grant for approval of a change in point of diversion from Crooked River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 10847, Volume 10, State Record of Water Right Certificates, in the names of Thomas W. Lawson & Henry McCall, describes a right which includes the use of not to exceed 0.38 cubic foot per second from Crooked River for irrigation of a certain 30.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, Township 14 South, Range 14 East, W.M., with a date of priority of April 19, 1920.

The authorized point of diversion is through an unnamed ditch from a point located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 22, Township 14 South, Range 14 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 1580 feet North and 1190 feet East from the Southwest Corner of Section 22, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, Township 14 South, Range 14 East, W.M.

Notice of the application, pursuant to ORS 540.510, was published in the Central Oregonian, a newspaper printed and having general circulation in Crook County, Oregon, for a period of three weeks in the issues of March 27; April 3 and 10, 1978.

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

No objections having been filed and it appearing that the proposed change in 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 change in point of diversion as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of

diversion under the subject right, and shall not exceed 0.38 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new point of diversion as herein confirmed:

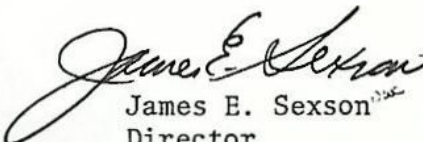
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 change 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 Thomas W. Lawson & Henry McCall and recorded at page 10847, Volume 10, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; 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.

Dated at Salem, Oregon this 18th day of May, 1978.


James E. Sexson
Director

Affidavit of Publication

STATE OF OREGON,)
COUNTY OF CROOK,)

I, James O. Smith, being first duly sworn, depose and say that I am the owner, editor, publisher, manager, advertising manager, principal clerk of the CENTRAL OREGONIAN, printer or his foreman of the CENTRAL OREGONIAN, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Prineville, in the aforesaid

county and state; that the Notice
a printed copy of which is hereto annexed, was published

in the entire issue of said newspaper for successive and consecutive weeks in the following issues

Issue date March 27, 1978

Issue date April 3, 1978

Issue date April 10, 1978

Issue date _____

Issue date _____

The fee charged for the above publication was

\$25.50

James O. Smith
Publisher

Subscribed and sworn to before me this 10th

day of April, 19 78

Beverly B. Thomas
Notary Public for Oregon

My Commission expires July 13, 1978

RECEIVED

APR 12 1978

WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF WATER RIGHT
TRANSFER APPLICATION NO. 3890
Notice is given hereby that an application has been filed in the office of the Water Resources Director by Volney R. Grant for approval of a change in point of diversion from Crooked River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 10847, Volume 10, State Record of Water Right Certificates, in the names of Thomas W. Lawson & Henry McCall, describes a right which includes the use of not to exceed 0.38 cubic foot per second from Crooked River for irrigation of a certain 30.0 acres in NW 1/4 SW 1/4 of Sec. 22, T 14S, R 14E, WM, with a date of priority of April 19, 1920.

The authorized point of diversion is through an unnamed ditch from a point located within the SE 1/4 NE 1/4 of Sec. 22, T 14 S, R 14 E, WM.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 1580 ft N & 1190 ft E from the SW Corner of Sec. 22, being within the NW 1/4 SW 1/4 of Sec. 22, T 14 S, R 14 E, WM.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Prineville, Oregon, on May 17, 1978, 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 Volney R. Grant, Rt 1, Box 115, Redmond, OR 97756; and one copy filed with the Water Resources Department, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING. Instructions regarding the filing of a protest will be furnished by the Water Resources Department upon request.

Dated at Salem, Oregon, this 20th day of March, 1978.

James E. Sexson
Director
93,95,97