

Name Mary Welch
 By Tumalo Irrigation District
 Address 64691 Cook Avenue
Bend, OR 97701

Change in POU
 Date filed Nov 30, 1978
 Date of hearing _____
 Place of hearing _____
 Date of order 3-19-79 Vol. 31, page 701
 Date for application of water 10-1-80
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____

*Summary
4-79*

4097

DESCRIPTION OF WATER RIGHT

Name of stream Tumalo Creek
 Trib. of _____ County of Deschutes
 Use _____
 Quantity of water _____ No. of acres 2.2
 Name of ditch _____
 Date of priority Oct. 29, 1913
 In name of Tumalo Irrigation District
 _____ Adjudication, Vol. _____, page _____
 App. No. 3263 Per. No. 19628 Cert. No. T-2561 26050 (Primary)
 Certificate cancelled _____
 Notation made on record by _____

Cert No. 31413 Supplemental
 " " 26051 "
 Per. No 27841 "

FEES PAID

Date	Amount	Receipt No.
<u>11-30-78</u>	<u>30-</u>	<u>7624</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

8-14-80 complete, F.P. INSIDE, no proof needed to be sent.
FINIS

W.R.I.S.

Assembled 7-8-85 by 998

Entered _____ by _____

Verified _____ by _____

INDEX CARDS:

Entered

Checked

<input checked="" type="checkbox"/>	Name	<u>lgj</u>	_____
<input checked="" type="checkbox"/>	Stream	<u>lgj</u>	_____
<input checked="" type="checkbox"/>	Pt. of Div.	<u>lgj</u>	_____
<input checked="" type="checkbox"/>	Calendar	<u>lgj</u>	_____
CHECKED TO RECORDS:			
<input checked="" type="checkbox"/>	Top. & Rge.	<u>lgj</u>	_____
<input checked="" type="checkbox"/>	Decree-suit	_____	_____
<input checked="" type="checkbox"/>	Decree-safe	_____	_____
<input checked="" type="checkbox"/>	Cert. of W/R	<u>WDO</u>	<u>lgj</u>
<input checked="" type="checkbox"/>	Per. Folder	_____	_____
<input checked="" type="checkbox"/>	Chaindex	_____	_____
<input checked="" type="checkbox"/>	Cross Ref.	_____	_____
<input checked="" type="checkbox"/>	Power Claim	_____	_____
<input checked="" type="checkbox"/>	Abstracts	_____	_____
<input checked="" type="checkbox"/>	T-2561	<u>WDO</u>	_____

TO BE ENTERED WHERE CHECKED

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



FINAL PROOF SURVEY
UNDER

Transfer No. 4097

Application No. Permit No.
IN NAME OF

.....**MAX. MILLS**.....

Surveyed JUL.....10.. 1980., by L.H. NUNN.....

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
MARY WELCH (TUMALO IRRIGATION)
DISTRICT) FOR APPROVAL OF A CHANGE)
IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4097

On November 30, 1978, an application was filed in the office of the Water Resources Director by Mary Welch for approval of a change in place of use of water from Tumalo Creek, Deschutes River, Crater Creek, Little Crater Creek and three spring branches, and Crescent Lake Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

As modified in accord with the provisions of the order of the State Engineer entered December 20, 1971, approving transfer No. 2561, a part of the water right previously described by the certificate issued to Tumalo Irrigation District and recorded at page 26050, Volume 18, State Record of Water Right Certificates, now exists for the use of water from Tumalo Creek, supplemented by the use of water from Crater Creek, Little Crater Creek and three spring branches for irrigation of, among other lands, a certain 2.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 16 South, Range 11 East, W.M., with a date of priority of October 29, 1913.

Also, as modified in accord with the provisions of said order, parts of the supplemental water rights previously described by certificate recorded at page 31413, Volume 23 of said record, for use of water from Deschutes River with a date of priority of 1905; certificate recorded at page 26051, Volume 18 of said records for use of water from Crescent Lake Reservoir with a priority date of April 7, 1911; and permit No. 27841 for use of waters of Crescent Lake Reservoir with a priority date of December 8, 1961, now exists for supplemental irrigation of, among other lands, said 2.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 16 South, Range 11 East, W.M.

The applicant herein, owner of the lands above described, proposes to transfer the water rights therefrom, without loss of priority, to a certain 2.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, Township 16 South, Range 11 East, W.M. (Max Mills).

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 September 13, 1977.

v31, p701

No objections 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 requested change in place of use, as 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, 1980.

It is FURTHER ORDERED that upon 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 19th day of March, 1979.

By  Deputy

James E. Sexson
Director

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF FOLMER N. BODTKER (TUMALO IRRIG-)
GATION 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. 2561

On August 23, 1971, Folmer N. Bodtker 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.

Certificate of water right issued to Tumalo Irrigation District and recorded at page 26050, 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, 3.0 acres in the SE¼ NE¼, Section 1, Township 17 South, Range 11 East, W.M., with a date of priority of October 29, 1913.

These lands also have supplemental rights evidenced by certificates 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; 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; 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 3.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36, 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.

No objections 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 3.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, Township 17 South, Range 11 East, W.M., as evidenced by certificate recorded at page 26050, Volume 18, with a date of priority of October 29, 1913, together with the supplemental rights evidenced by certificates recorded at pages 26051 and 31412, be severed therefrom and simultaneously and without loss of priority transferred to 3.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36, Township 16 South, Range 11 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1972.

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 at the

time certificate is issued to the District confirming other transfers within the District.

Dated at Salem, Oregon, this 20th day of December, 1971.

/s/ CHRIS L. WHEELER
State Engineer

MAP B

Sec 36

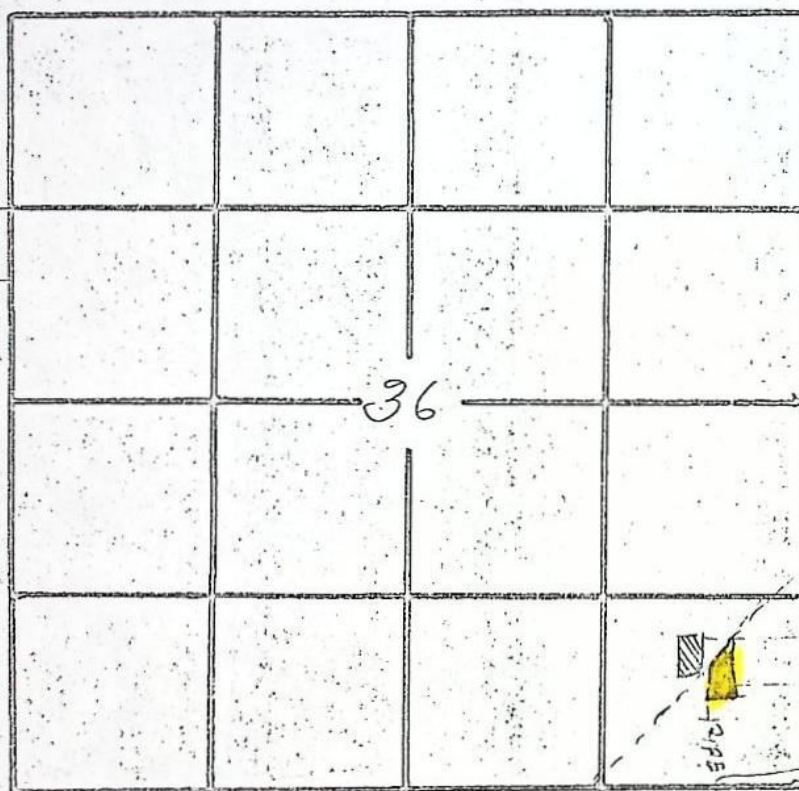
TWP 16

RANGE 11

RECEIVED
NOV 22 1971
STATE ENGINEER
SALEM OREGON

2⁰ WILLIAMS

1⁰ BodtKER



BodtKER 1⁰
WILLIAMS 2⁰

Transferred to Sec 36 SE 1/4 SE 1/4 3⁰

Transferred from Sec 1 TWP 17 RANGE 11 3⁰

SEE MAP A

TUMALO CREEK, CRATER CREEK, LITTLE CRATER CREEK, THREE SPRING BRANCHES

WET T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

PAGE 1
 RUN ON: 3/20/81 AT: 9:08

WATER RIGHT NO. T000040971 PERMIT NO. 019628 CERTIF. NO. 0026050

NAME: MARY WELCH

ORIG. NO. A000032631 PREV. NO. ~~A000032631~~ SUPER. NO.

ADDRESS: TID, 64697 COOK AVE

T000025611

CITY/STATE/ZIP/COUNTY: BEND, OR 97701

09

STREAM-ID 05 1980 1320

RIV. MI.

WM. DIST. 11

W.R. TYPE SA STATUS V

CANCEL YEAR--->

CONSTR. COMPLT---> 04 05 1979 YR. LAST USED----->

NEXT ACTION DUE--->

PRIORITY-----> 10 29 1913

PUT TO USE-----> 04 05 1979 LAST TRANS. DATE--->

LAST TRANS. TYPE--->

APPLICATION---> 11 30 1978

SURVEYED-----> 07 10 1980 EXAM. FEE-----> 20.00

RECORDING FEE-----> 10.00

PERMIT ISSUE---> 03 19 1979

CONCURRENCE-----> 07 10 1980 CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT---> 03 19 1979

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

POINT-OF-DIVERSION DATA:
TWNSP RNGE SECT QTR/QTR STREAM-ID

170S 110E 23 A C 05 1980 1320

180S 100E 02 D B 05 1980 1320

170S 090E 31 C A

D B

D D

180S 090E 02 B D

PLACE-OF-USE DATA:

TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P

160S 110E 34 D B 09 IR 100 2.00 V P

RIV. MI.

RATE

STATUS S OR P

V

V

V

V

V

V

** REMARKS; - - - - -

** DATED--->

** CHANGES POIN PART OF TUMALO I. D. C-26050.

** SUPP. RIGHTS UNDER C-31412, C-26051, P-

** 27841, -----

** -----

** -----

** -----

** -----

W.R.I.S.

Assembled 4-8-85 by SDA

Entered by

Verified by

0.020

DESCHUTES RIVER

W T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

PAGE 1
 RUN ON: 3/20/81 AT: 9:08

WATER RIGHT NO. T0000 40972 PERMIT NO. 009493 CERTIF. NO. 0031412
 ORIG. NO. C000313121 PREV. NO. C000314121 SUPER. NO.

NAME: MARY WELCH

ADDRESS: TID, 64697 COOK AVE

CITY/STATE/ZIP/COUNTY: BEND, OR 97701

09

STREAM-ID 05 1980

RIV.MI.

WM.DIST. 11 W.R.TYPE SC STATUS V

CANCEL YEAR----	CONSTR.COMPLT-->04 05 1979	YR.LAST USED----->	NEXT ACTION DUE-->
PRIORITY-----> 12 31 1905	PUT TO USE----->04 05 1979	LAST TRANS.DATE-->	LAST TRANS.TYPE-->
APPLICATION----> 11 30 1978	SURVEYED----->07 10 1980	EXAM.FEE-----> 20.00	RECORDING FEE----> 10.00
PERMIT ISSUE-->03 19 1979	CONCURRENCE---->07 10 1980	CYCLE STATUS----->	REPORTED FLAG---->
CONSTR.STRT.-->03 19 1979	CERTIFIED----->	CORRES.INIT.----->	CORRES.DATE----->

POINT-OF-DIVERSION DATA;
 TWNSP RNGE SECT QTR/QTR STREAM-ID
 05 1980

RIV.MI.

RATE

STATUS

S OR P

0003

** REMARKS;- - - - -
 ** DATED-->

** SUPP. IR. CHANGES POU PART OF TUMALO
 ** I.D. C-31412 OTHER SUPP. RIGHTS UNDER
 ** C-26050, C-26051, P-27841.

PLACE-OF-USE DATA:
 TWNSP RNGE SECT QTR/QTR CNTY USE % CHSMTV ACRES STATUS S OR P
 160S 110E 34 D B 09 IR 100 2.00 V S

**-----
 **-----
 **-----
 **-----

V.R.I.S.

Assessed 4-8-85 by SJB

Entered by

Verified by

2.0015

Mary Welch

RECEIVED

NOV 30 1978

WATER RESOURCES DEPT.
SALEM, OREGON

T-4097

SEC. 36

TWP

16S

RANGE

11E

Pri. rights Cert. # 26050 Oct. 29, 1913
Tumalo Cr.

Supp. right Cert. # 26051 Apr. 7, 1911
Crescent Lake Reservoir

Cert. # 31412 Vol 23 Permit #
27841 Crescent Lake Reservoir
Dec. 8, 1961

RECEIVED

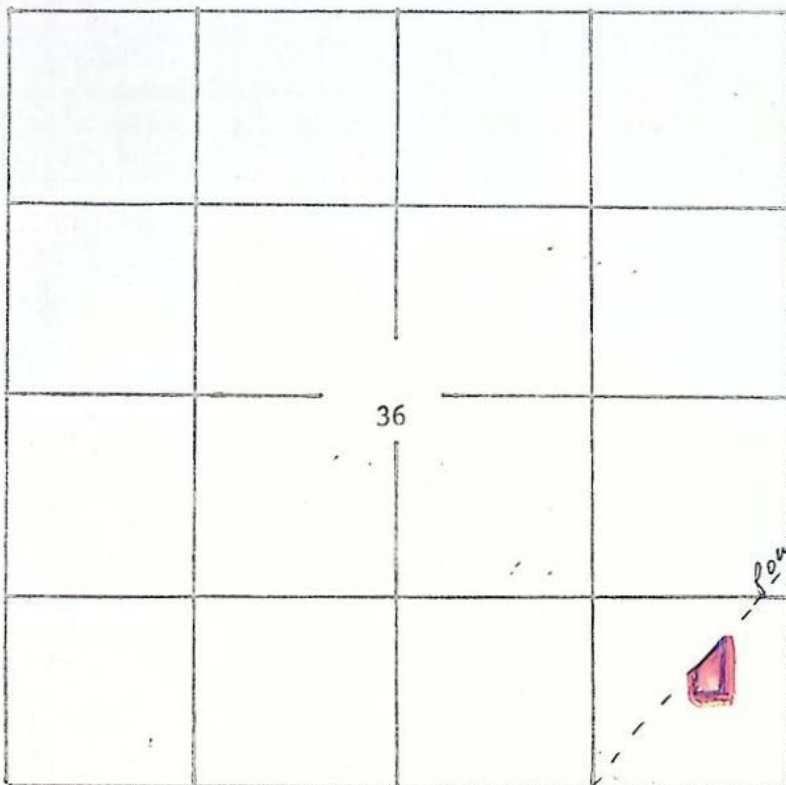
JAN 2 1979

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JAN 22 1979

WATER RESOURCES DEPT.
SALEM, OREGON



Mary Welch

TRANSFERRED FROM:

Se¹/₄SE¹/₄

SEC.

36

TWP.

16S

R.

11E

TRANSFERRED TO:

SEC.

TWP.

R.

TO : FILE 4097

DATE: 8-14-80

FROM: LARRY TOLL

SUBJECT: PROOF

FROM INFORMATION IN T.I.D. OFFICE
THE ORIGINAL INTENT WAS TO TRANSFER WATER
RIGHTS TO MAX MILLS PROPERTY. MAX MILLS HAS
OWNED ONLY THIS TRACT OF LAND (N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$).
THIS TRANSFER IS NOW COMPLETE. NO
PROOF REQUIRED SINCE WE LOCATED LAND AS
REQUESTED BY TRANSFER



STATE OF OREGON

INTEROFFICE MEMO

DEPT.

TELEPHONE

TO: Larry Toll

DATE:

FROM:

Larry Nunn *[Signature]*

SUBJECT: T# 4097 Max Mills

RECEIVED

AUG 14 1980

WATER RESOURCES DEPT
SALEM, OREGON

Enclosed is a map TID found in their Mills file. The 2.0 ac. is the transfer we are doing. The 5.0 ac. is from a pending transfer still in the TID office.

Jan, TID Mgr., said that their records are strange also. She said the original map was wrong. This was always to go to Max Mills and Mills only owned the land he now has.

The new map may be part of the application for the new 5.0 ac. transfer.

SEC 34

TWP 16

RANGE 11

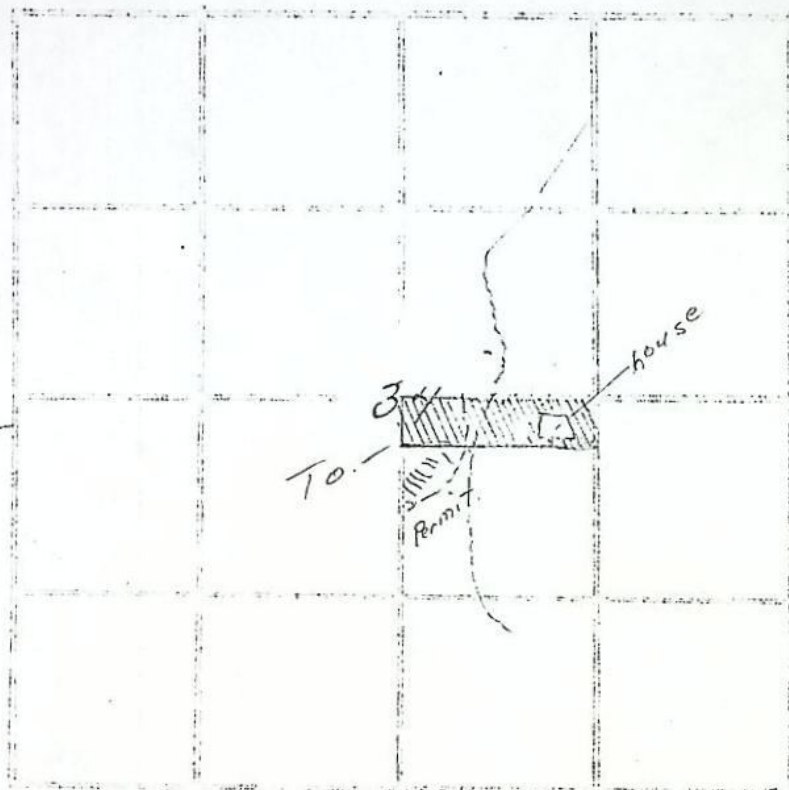
RECEIVED

AUG 14 1980

WATER RESOURCES DEPT
SALEM, OREGON

N
↑
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S

FROM VOIGHT 50
FROM WELCH 20 70



TRANSFERRED FROM:

SEC

TWP

R

TRANSFERRED TO:

SEC

TWP

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NOTES:

: POD
 POU
 USE
Add'1 POD

County Deschutes

Max Mills 389-2979
18370 Anchor St

97701

5. Proposed Point of Diversion _____

7. Place of Use:

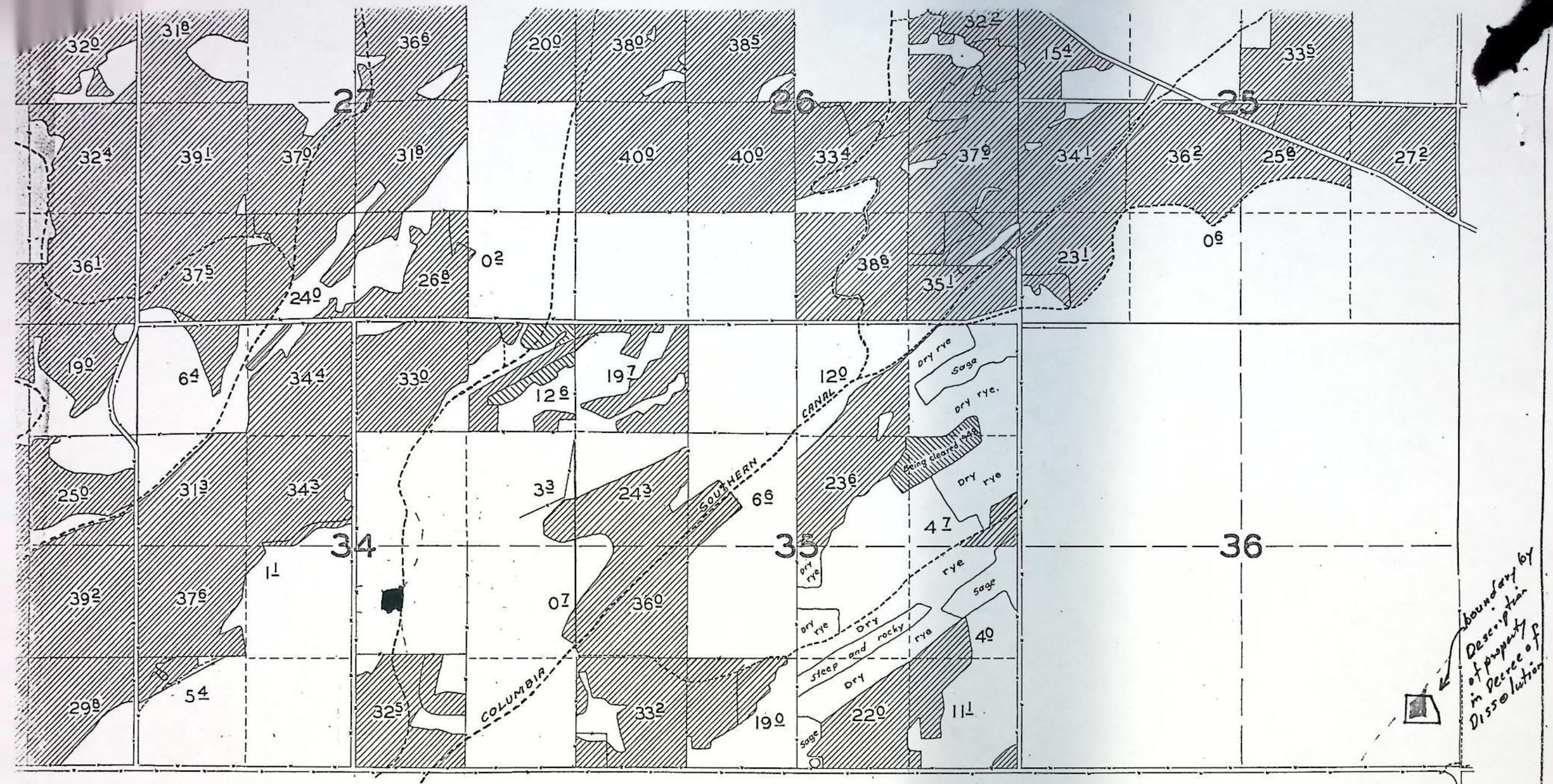
[illegible]

Info Mr. Mills

Remarks: This land is flooded. The land was seeded and watered starting this spring. Mr. Mills showed the extent of where the water reaches. He has other than this transfer on his property. He wants to make proof on 2 ac because he has sold this water to his neighbor.

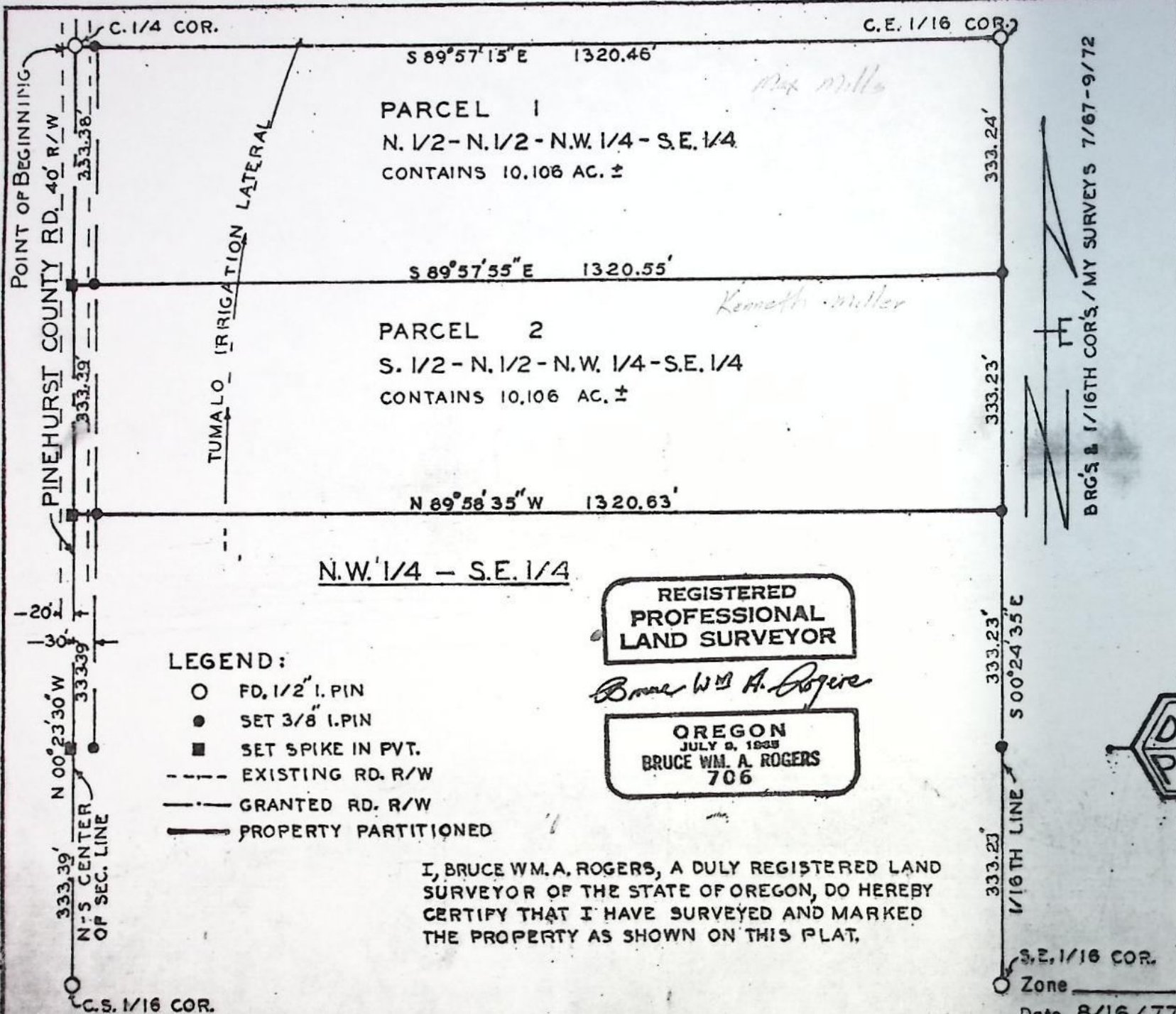
Ties 11-1980-A tied to SW prop cor.

7-10-80
Larry D. Funn
Field Engineer



SURVEYED JULY 26, 27, 28, AUG 2, 3, 4, 1948

AUG 26, 1950



MINOR LAND PARTITION

No. MP-77-87

SEC. 34

TWSHP. 16 S.

RGE. 11 E-W.M.

OWNER MRS. VERON BISBEE

PARTITIONER MRS. VERON BISBEE

SURVEYOR ENGINEER BRUCE WM. A. ROGERS

SEWAGE DISPOSAL

Septic Tank ☒

City Sewer ☐

Community Sewer ☐

WATER SOURCE

Well ☒

Cistern ☐

Community Water ☐

Public Utility Water System ☐



DESCHUTES COUNTY
PLANNING DEPARTMENT

Approvals:

Bob Morgan
County Commissioner

County Commissioner

County Commissioner

County Planning Director

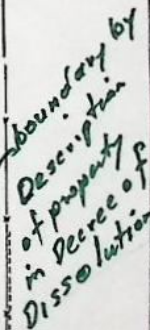
County Sanitarian

DATE
8/24/77

8-24-77

8-24-77

8-24-77



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APR 05 1979
WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use from Tumalo Creek, et al

PURSUANT TO TRANSFER APPLICATION NO. 4097

I, MAX E. MILLS, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by 4-3, 19 79

4-3-79

Date

Max E. Mills

Signature

(Mail to the Water Resources Department, Salem, Oregon 97310.)

ok
Lij

TUMALO IRRIGATION DISTRICT

64697 COOK AVE.
BEND, OREGON 97701

Phone 382-3053

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MAR 8 1979

**WATER RESOURCES DEPT.
SALEM, OREGON**

Water Resources Department
Mill Creek Office Park
555 13th St. NE Salem, OR
97310

Date: 3/7/79

Atten; Mr. Overcash;

Dear Sir,

Please be advised that regarding, transfer # 4097 from Mary Welch to Max Mills that the water had prior been transfered to Mary Welch in T-2561.

This water has been in use and there should be no problem with transferring the 2.0 acres now to Max Mills.

If there is any further information needed please inform. Thank you.


Morgan Elliott, Manager



Department of Veterans' Affairs
FARM AND HOME LOANS

2150 N.E. STUDIO ROAD, BEND, OREGON 97701 PHONE 389-1996

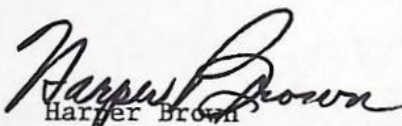
December 13, 1978.

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JAN 11 1979
WATER RESOURCES DEPT.
SALEM, OREGON

Tumalo Irrigation District
64697 Cook
Bend, OR 97701

In response to our visit December 12, 1978, please be advised that the Department of Veterans' Affairs has approved the transfer of two acres of water right from the Donald L. and Mary M. Welch property on which we have a mortgage. The subject property is located in the Southeast 1/4, Southeast 1/4 of Section 36, Township 16 South, Range 11, East of the Willamette Meridian.

If we can be of future service, please feel free to call.


Harper Brown
Area Manager

fr

APR 15 1977

T-4097

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JAN 11 1979

WATER RESOURCES DEPT.
SALEM, OREGON

CIRCUIT COURT, STATE OF OREGON, DESCHUTES COUNTY

IN THE MATTER OF THE
MARRIAGE OF

DONALD LEROY WELCH,
Petitioner,

and

MARY MARGARET WELCH,
Respondent,

DECREE OF DISSOLUTION

NO. 20066

This matter came on for hearing before the above entitled court on January 7, 1977; the petitioner appearing in person and by one of his attorneys, William M. Holmes; the respondent appearing in person and by her attorney, Martin T. Winch; the Court having received the testimony and evidence of the parties and being fully advised in the premises;

IT IS HEREBY DECREED AS FOLLOWS:

1. The marriage of the parties is hereby dissolved and said dissolution is finally effective June 8th, 1977.

2. Each party shall have the personal property now in his or her possession.

3. Petitioner shall have as his own property, free and clear of any claim of respondent, his work bench, tools, hanging lamp, camping equipment, and 1972 Buick automobile subject to its encumbrance.

4. Respondent shall have as her own property, free and clear of any claim of petitioner, the household furnishings in the parties' residence, including the old chest in the living room, and her Mustang automobile, subject to its encumbrance.

* 5. Respondent shall be awarded the residence of the parties described as follows:

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JAN 11 1979

WATER RESOURCES DEPT.
SALEM, OREGON

1 A tract of land located in the South Half of the
2 Southeast Quarter (S1/2 SE1/4) of Section Thirty-
3 six (36), Township Sixteen (16) South, Range
4 Eleven (11) East of the Willamette Meridian,
5 Deschutes County, Oregon, more particularly
6 described as follows: Beginning at a point
7 whence the Southeast corner of said Section
8 36 bears South 24° 17' 52" East, 603.45 feet;
9 thence West 412.99 feet; thence North 00° 07'
10 50" West, 300.00 feet; thence East 311.12 feet;
11 thence South 20° 16' 43" East, 201.51 feet;
12 thence South 16° 25' 26" East 115.70 feet to
13 the point of beginning, EXCEPTING the Easterly
14 30 feet for roadway purposes; TOGETHER WITH
15 two (2) acres of Tumalo Irrigation District
16 water.

17 Deschutes County, Oregon, subject to its encumbrance. Respondent
18 shall hold harmless petitioner for any and all amounts owing on
19 the note and mortgage against said property, except the sum of
20 \$1,808 described in paragraph 7.

21 6. Petitioner shall pay the following obligations of
22 the parties:

23	Dr. Fred Buchanan	\$113.69
24	Fulmer Bodtker for water	\$ 60.00
25	Bob Gordon	\$ 40.00
26	St. Charles Medical Center	\$ 79.00
27	Refrigerator	\$ 50.00

28 7. Petitioner shall pay to the Department of Veteran's
29 Affairs, State of Oregon, General Services Building, 1225 Ferry St.,
30 SE, Salem, OR, the sum of \$1,808 for delinquent mortgage payments.

31 8. Respondent shall be awarded judgment against petitioner
32 in the sum of \$400 attorney's fees incurred in this proceeding.

33 8. Relevant data is as follows:

34 Husband:	Donald LeRoy Welch
35 Residence:	61550 Alstrop Rd., #68, Bend, OR 97701
36 Birthdate:	September 7, 1932

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JAN 11 1979

WATER RESOURCES DEPT.
SALEM, OREGON

1 Age: 44 years
Social Security No: 541-34-7579
2
Wife: Mary Margaret Welch
3 Residence: Rt. 2, Box 1447E, Bend, OR 97701
Birthdate: September 15, 1933
4 Age: 43 years
Social Security No: 518-32-8310
5 Maiden Name: Echols
Former Legal Names: Elam; Hoffman; Horn
6
Date of this Marriage: April 3, 1971
7 Place of Marriage: Lane County, Oregon
8 Children of Marriage: None

9 April
DATED this 8th day of ~~March~~, 1977.

/s/ John M. Copenhaver

CIRCUIT JUDGE

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Welch/Tumalo I.D.
File No. T-4097
page 2

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JAN 11 1979
WATER RESOURCES DEPT.
SALEM, OREGON

I am returning the transfer application and two supporting maps for completion. Please refer any correspondence to file No. T-4097.

Sincerely,



Wayne J. Overcash
Water Rights Engineer

WJO:lcj

August 9, 1977

T-4097

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NOV 30 1978

**WATER RESOURCES DEPT.
SALEM, OREGON**

Mary M. Welch
19524 Tumalo Reservoir Market Rd.
Bend, Oregon 97701

Department of Veteran's Affairs
2150 N. E. Studio Rd.
Bend, Oregon 97701

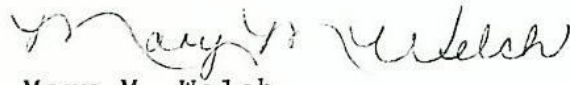
RE: M-10781 - WELCH, Mary M.

Gentlemen:

The property I have financed through you at the above address has two acres of Tumalo Irrigation rights. For financial reasons I have been most anxious to sell these rights and have now located a buyer. In order to transfer these water rights I will need a letter from your office approving the transfer.

I would greatly appreciate your immediate attention to this request as the transfer is ready to go through on receipt of your approval.

Sincerely,


Mary M. Welch

T-4097
RECEIVED
NOV 30 1978
AFFIDAVIT **WATER RESOURCES DEPT.**
SALEM, OREGON

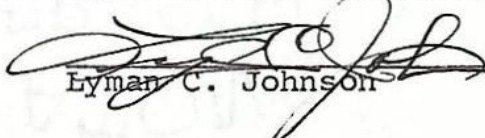
STATE OF OREGON,)
) ss.
County of Deschutes.)

I, LYMAN C. JOHNSON, being first duly sworn, depose and say:

That Mary M. Welch, deceased, discussed with me her intention to transfer the water right described on the attached Application for Transfer of Water Right prior to her death. I have read the Application, signed by Mrs. Welch, and believe it correctly relates her intent.

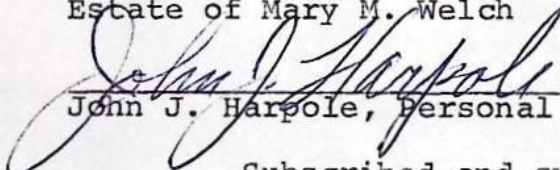
That I recognize the signature on said Application as being Mary M. Welch's signature, of my personal knowledge.

That I have requested the Personal Representative of the Estate of Mary M. Welch to endorse and approve the statements contained herein and by his signature any interest the estate may have in said transfer of water rights herein is hereby released.

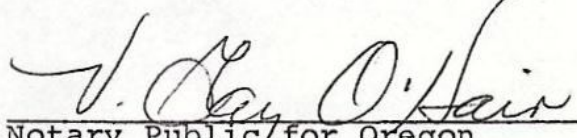

Lyman C. Johnson

ENDORSED & APPROVED:

Estate of Mary M. Welch


John J. Harpole, Personal Representative

Subscribed and sworn to before me this 25th day of September, 1978.


Notary Public for Oregon
My Commission expires: 12/15/80

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JAN 22 1979

WATER RESOURCES DEPT.
SALEM, OREGON

T-4097
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WATER RESOURCES DEPT.
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Mary Welch / Tumalo Irrigation Dist.
(Name of applicant)

of 64697 Cook Ave. County of Deschutes
(Postoffice)

State of Oregon, do hereby make application for change

in place of use
(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is Tumalo Creek Adjudication
(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

4. The point of diversion is located ft. and ft. from the
(N. or S.) (E. or W.)

corner of being within the
(Section or subdivision)

of Section Tp. R. W. M., in the County of
(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.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
16S	11E	36																2.0

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? Buying on contract with Oregon Department of Veteran's Affairs.
(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes

8. What is the date of priority of your water right? please see remark pg.

9. Was your water right acquired by State Engineer's Permit? see last pg. If so, give number
(Yes or No)

of permit

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

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

..... please see last pg.
(Yes or No) If so, give title of proceedings

✓ 12. Is the water right recorded in your name? Yes
(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			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
16S	11E	34													2.0	2.0		

(Attach separate sheet if necessary)

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

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?

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?

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
Please refer to Vet's letter / Harper Brown		

20. Reasons for the proposed changes are

..... That this water will be of more beneficial use

STATE OF OREGON
WATER RESOURCES DEPT.
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STATE OF OREGON
WATER RESOURCES DEPT.
JAN 3 1983
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To Max Mills

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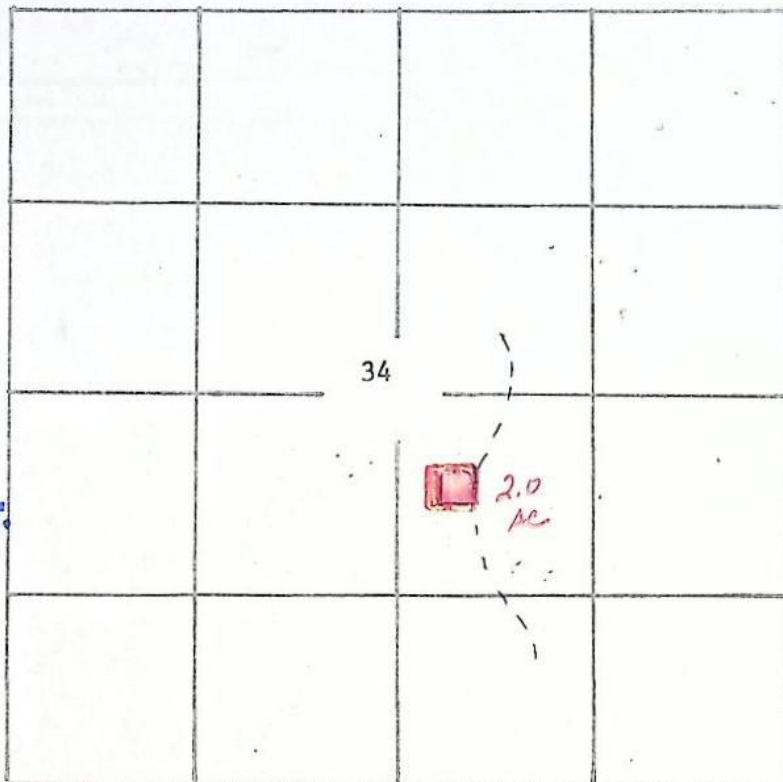
WATER RESOURCES DEPT.
SALEM, OREGON

T-4097

SEC. 34 TWP 16S RANGE 11E



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WATER RESOURCES DEPT.
SALEM, OREGON



TRANSFERRED FROM: SEC. TWP. R.

max mills

TRANSFERRED TO: NW 1/4 SEC. 34 TWP. 16S R. 11E

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Deschutes

ss.

I, Mary Welch, 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 24 day of August, 1977

Mary Welch
(Name of applicant)

Subscribed and sworn to before me this day of , 19

[Notarial Seal]

NOTARY PUBLIC FOR OREGON

My commission expires

Remarks

Please refer to Transfer # 2561 name of F. Bodtker

Primary rights; Cert. # 26050 Vol. 18 Tumalo Creek water Oct. 29, 1913 priority

Supp. Cert. # 26051 Vol. 18 Crescent Lake Reservoir Apr. 7, 1911

Cert. # 31412 Vol. 23, 1905 permit # 27841 Crescent Lake
reservoir Dec. 8, 1961

Tumalo Irrigation Dist.

Board approved transfer Sept. 13, 1977

Document prepared by Jeanine Brown

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.

