

Name Keith Obermaier

4105

By \_\_\_\_\_

Address Route 1, Box 24

## DESCRIPTION OF WATER RIGHT

Tygh Valley, OR 97063Name of stream Rock & Gate CreeksTrib. of \_\_\_\_\_ County of WASCO

Use \_\_\_\_\_

Quantity of water \_\_\_\_\_ No. of acres 4<sup>2</sup>

Name of ditch \_\_\_\_\_

Date of priority 1875In name of Gate & Rock Cr. Ditch Co.White River Adjudication, Vol. 7, page 213 & 214App. No. \_\_\_\_\_ Per. No. 15519 Cert. No. 7246

Certificate cancelled \_\_\_\_\_

Notation made on record by \_\_\_\_\_

Change in POUDate filed Dec 12, 1978

Date of hearing \_\_\_\_\_

Place of hearing \_\_\_\_\_

Date of order 1-5-81 Vol. 34, page 203Date for application of water 10-1-82Proof mailed OCT 18 1996

Proof received \_\_\_\_\_

Certificate issued FEB 04 1997 Vol. \_\_\_\_\_, page 74026

## REMARKS

Surveyed 6/19/84 (Jilk)

W.R.I.S.

Assembled 7-2-85 by SK

Entered \_\_\_\_\_ by \_\_\_\_\_

Verified \_\_\_\_\_ by \_\_\_\_\_

## FEES PAID

Date	Amount	Receipt No.
<u>12-12-78</u>	<u>30-</u>	<u>7897</u>
TOTAL . . .		
<u>12-12-78</u>	<u>2 Cert. Fee</u>	<u>7897</u>

## FEES REFUNDED

Date	Amount	Check No.

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



STATE OF OREGON  
COUNTY OF WASCO  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROCK CREEK DISTRICT IMPROVEMENT COMPANY  
PO BOX 28  
WAMIC, OR 97063

confirms the right to use the waters of ROCK CREEK AND GATE CREEK, tributaries of WHITE RIVER, for IRRIGATION.

This right was confirmed by decree of the Circuit Court of the State of Oregon for WASCO COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 7, at Page 196. The date of priority is 1875.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.0 ACRE-FEET PER ACRE DURING ANY IRRIGATION SEASON (WITH THE FURTHER LIMITATIONS CONTAINED IN PARAGRAPH 24 OF SAID DECREE).

The points of diversion are located as follows:

ROCK CREEK: SW 1/4 SE 1/4, SECTION 14, T 4 S, R 11 E, W.M.; 1000 FEET NORTH AND 1200 FEET EAST FROM THE S 1/4 CORNER OF SECTION 14.

GATE CREEK: SE 1/4 NE 1/4, SECTION 21, T 4 S, R 11 E, W.M.; 1280 FEET NORTH AND 1500 FEET EAST FROM THE CENTER OF SECTION 21.

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

SW 1/4 SW 1/4	4	ACRES
SE 1/4 SW 1/4	4.8	ACRES
SECTION 14		

SW 1/4 SE 1/4	4	ACRES
SECTION 15		

SW 1/4 SE 1/4	4	ACRES
SECTION 16		

NE 1/4 NE 1/4	8	ACRES
NW 1/4 NE 1/4	5.1	ACRES
SW 1/4 NE 1/4	1.6	ACRES
SE 1/4 NW 1/4	3	ACRES
SECTION 20		

NW 1/4 NE 1/4	10	ACRES
NE 1/4 NW 1/4	5	ACRES
SW 1/4 NW 1/4	5	ACRES
SE 1/4 NW 1/4	2	ACRES
NE 1/4 SE 1/4	10	ACRES
SECTION 21		

DOMESTIC USE		
SW 1/4 NW 1/4	6.1	ACRES
SW 1/4 SW 1/4	14	ACRES
SECTION 23		

TOWNSHIP 4 SOUTH, RANGE 12 EAST, W.M.

SEE NEXT PAGE

T-4105.DEK

NW 1/4 NW 1/4	1.5	ACRES
SE 1/4 SW 1/4	20	ACRES
NW 1/4 SE 1/4	3	ACRES
SW 1/4 SE 1/4	12	ACRES
SECTION 24		

NE 1/4 NW 1/4	14	ACRES
NW 1/4 NW 1/4	3	ACRES
SE 1/4 NW 1/4	4	ACRES
SECTION 25		

SW 1/4 NE 1/4	33.3	ACRES
SECTION 26		

NW 1/4 NE 1/4	3	ACRES
SW 1/4 NE 1/4	3	ACRES
SE 1/4 NE 1/4	2	ACRES
SECTION 27		

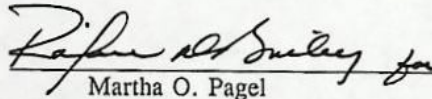
TOWNSHIP 4 SOUTH, RANGE 12 EAST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered JANUARY 5, 1981, and supersedes Certificate 7246, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed FEBRUARY 4, 1997.

  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74026.



'PRIMARY RIGHTS'





DIVERSION POINTS

Rock CR

SW<sup>4</sup> SE<sup>4</sup> SECTION 14 T4S R11E

1000' N & 1200' E FROM S<sup>1</sup>/<sub>4</sub> CORNER SEC 14

3 MILE

~~NE<sup>4</sup> NE<sup>4</sup> SECTION 10 T4S R11E~~

~~726' S & 528' W FROM NE CORNER SEC 10~~

~~NW<sup>4</sup> SW<sup>4</sup> SECTION 12~~

~~2550' N & 1250' E FROM SW CORNER SEC 12~~

~~GAME COR~~

SE<sup>4</sup> NE<sup>4</sup> SECTION 21 T4S R11E

1280' N & 1500' E FROM CENTER SEC 21

NEK 2/22/96

SW<sup>4</sup> SW<sup>4</sup> 4 ACRES

SE SW 4.8

SECTION 14

PATISON, A.M.

SW<sup>4</sup> SE<sup>4</sup> 4 ACRES

SECTION 15

JILK, LEO E.

SW<sup>4</sup> SE<sup>4</sup> 4 ACRES

SECTION 16

HARVEY, A.C.

NE<sup>4</sup> NE<sup>4</sup> 8

NW NE 5.1

SW NE 1.6

SE NW 3

SECTION 20

CHANDLER, RAYPH

McCoy, J. M.

SAVAGE, LENA

WOODLOCK, T. H.

NW<sup>4</sup> NE<sup>4</sup> 10 ACRES

NE NW 5

SW NW 5

SE NW 2

NE SE 10

SECTION 21

HARVEY, A.C.

~~HARVEY, A.C.~~

ROBERTS, D.C.

SW<sup>4</sup> NW<sup>4</sup> 6.1 ACRES

CRAWFORD, GEO. E.

~~SECTION 23~~

SW SW 14

GESH, HERMAN H.

SECTION 23

11mm/E  
 Do NOT put  
 NAMES on  
 PROPOSED (SEAT)  
 4/3/96  
 JILK



T-4105

2/2

WEX 2/20/41

NW<sup>4</sup> NW<sup>4</sup> 1.5 ACRES

McGILL, J.B.

SE SW 20

DRIVER, WILLIS N.

NW SE 3

DRIVER, THOS.

SW SE 12

## SECTION 24

NE<sup>4</sup> NW<sup>4</sup> 14 ACRES

DRIVER, H.E.

NW NW 3

SE NW 4

## SECTION 25

SW<sup>4</sup> NE<sup>4</sup> 33.3 ACRES

KENNEDY, JAMES E.

## SECTION 26

NW<sup>4</sup> NE<sup>4</sup> 3

FARLOW, W.M. H. ESTATE

SW NE 3

SE NE 2

FOWLER, F.M.

## SECTION 27

T4S R12E W.M.



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASCO COUNTY

IN THE MATTER OF THE APPLICATION )  
OF KEITH J. OBERMAIER FOR APPROVAL )  
OF A CHANGE IN PLACE OF USE OF )  
WATER )  
-----

ORDER APPROVING  
TRANSFER 4105

On December 12, 1978, an application was filed in the office of the Water Resources Director by Keith J. Obermaier for approval of a change in place of use of water from Rock Creek, Threemile Creek, North Fork Gate Creek and Rock Creek Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Wasco County, Oregon, entered November 30, 1923, In the Matter of the Determination of the Relative Rights to the Use of the Waters of White River and Its Tributaries, a water right was established in the name of Gate Creek and Rock Creek Ditch Company, tabulated in Volume 7, pages 213 and 214, Order Record of the Water Resources Director, for use of the waters of Rock Creek and Gate Creek for irrigation of, among other lands, a certain 1.0 acre in NE 1/4 SE 1/4, Section 17 and 3.0 acres in NW 1/4 NW 1/4, Section 28, Township 4 South, Range 12 East, WM, with a date of priority of 1875, as evidenced by the certificate recorded at page 7246, Volume 7, State Record of Water Right Certificates.

Water for the said right is diverted, through the Rock, Threemile and Gate Creek Ditches, from points located in the <sup>1</sup>SW 1/4 SE 1/4, Section 14, <sup>2</sup>NE 1/4 NE 1/4, Section 10, <sup>3</sup>NW 1/4 SW 1/4, Section 12, and <sup>4</sup>SE 1/4 NE 1/4, Section 21, Township 4 South, Range 11 East, WM; Rock Creek-1000 feet North and 1200 feet East from the S 1/4 Corner Section 14, Threemile Creek-726 feet South and 528 feet West from the Northeast Corner, Section 10, 2550 feet North and 1250 feet East from the Southwest Corner, Section 12, North Fork Gate Creek-1280 feet North and 1500 feet East from the Center, Section 21.

The applicant proposes to sever the right therefrom and, without loss of priority, to irrigate in lieu thereof a certain 4.0 acres in SW 1/4 SE 1/4, Section 15, Township 4 South, Range 12 East, WM.

Thomas J. Paul, Watermaster, has filed a statement to the effect that the proposed change in place of use 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.

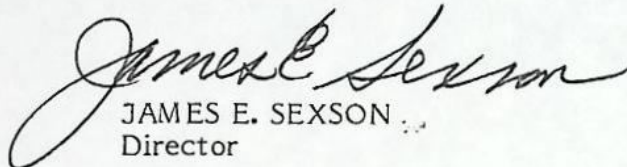


NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1982.

It is FURTHER ORDERED that 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, the certificate of water right heretofore issued to Gate and Rock Creek Ditch Company and recorded at page 7246, Volume 7, State Record of Water Right Certificates, be canceled, and in lieu thereof a new confirming certificate of water right be issued to Rock Creek District Improvement Company.

Dated at Salem, Oregon this 5th day of January, 1981.

  
JAMES E. SEXSON  
Director

Affects C-7246

BEFORE THE STATE ENGINEER OF OREGON

Wasco County

IN THE MATTER OF THE APPLICATION )  
OF ROCK CREEK DISTRICT IMPROVEMENT )  
COMPANY FOR THE APPROVAL OF A )  
CHANGE IN POINTS OF DIVERSION OF )  
WATER FROM GATE CREEK, ROCK CREEK )  
AND THREE MILE CREEK. )  
-----

ORDER  
APPROVING APPLICATION

On July 23, 1952, the Rock Creek District Improvement Company of Wamic, Oregon, filed an application for the approval of a change in points of diversion of water from Gate Creek, Rock Creek and Three Mile Creeks, pursuant to the provisions of Section 116-606, O. C. L. A.

Rock Creek District Improvement Company, as successor in interest to the Gate Creek and Rock Creek Ditch Company and Three Mile Creek Water Ditch Company and certain individuals, has a right for the irrigation of approximately 1450 acres in Township 4 South, Ranges 12 and 13 East, W. M., from Gate Creek, Rock Creek and Three Mile Creek with dates of priorities ranging from 1870 to 1927. All the lands involved are irrigated through either the Gate Creek ditch, Rock Creek ditch or Three Mile Creek ditch. The present point of diversion of the Gate Creek ditch is within unsurveyed land in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 17, as projected, Township 4 South, Range 11 East, W. M. The present point of diversion of the Rock Creek ditch is located approximately 390 feet north and 130 feet east from the southwest corner of Section 11, and being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M., and the point of diversion of the Three Mile Creek ditch is located approximately 1920 feet south and 2520 feet east from the northeast corner of Section 11, and being within the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M.

Volume 7, p 100



The applicant proposes to irrigate all of the lands within the project from three new points of diversion as follows:

- (1) Gate Creek - at a point to be located South 48°14' West 1865.5 feet from the corner common to Sections 15, 16, 21 and 22, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 21, Township 4 South, Range 11 East, W. M.,
- (2) Rock Creek - at a point to be located South 38°57' West 1604.9 feet from the quarter corner common to Sections 13 and 14, and being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, Township 4 South, Range 11 East, W. M.,
- (3) Three Mile Creek - at a point to be located South 33°16' West 870.6 feet from the corner common to Sections 2, 3, 10 and 11, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 10, Township 4 South, Range 11 East, W. M.,

Notice by publication as provided by Section 116-606, O. C. L. A., was given in The Dalles Optimist, a newspaper printed and having general circulation in Wasco County, Oregon, for a period of three weeks, being the issues of August 7, 14 and 21, 1952. The time fixed for hearing upon such application as stated in the notice, namely: October 1, 1952, was not less than thirty days after the last publication of said notice.

No objections having been filed and it appearing that the proposed change in point of diversion 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 points of diversion, to-wit:

- (1) Gate Creek - from a point located in unsurveyed land in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 17, as projected, Township 4 South, Range 11 East, W. M.,
- (2) Rock Creek - from a point located approximately 390 feet north and 130 feet east from the southwest corner of Section 11, and being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M., and
- (3) Three Mile Creek - from a point located approximately 1920 feet south and 2520 feet east from the northeast corner of Section 11, and being within the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M.,



- (1) Gate Creek - to a point to be located South 48°14' West 1865.5 feet from the corner common to Sections 15, 16, 21 and 22, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 21, Township 4 South, Range 11 East, W. M.,
- (2) Rock Creek - to a point to be located South 38°57' West 1604.9 feet from the quarter corner common to Sections 13 and 14, and being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, Township 4 South, Range 11 East, W. M., and
- (3) Three Mile Creek - to a point to be located South 33°16' West 870.6 feet from the corner common to Sections 2, 3, 10 and 11, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 10, Township 4 South, Range 11 East, W. M.,

for the irrigation of approximately 1450 acres in Township 4 South, Ranges 12 and 13 East, W. M., with dates of priorities ranging from 1870 to 1927, be and the same hereby is approved.

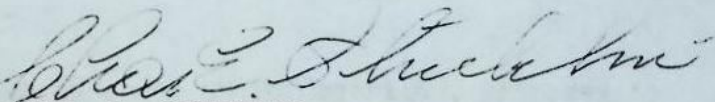
It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1953 or such extension of time as may be granted by the State Engineer for good cause shown, and that upon the completion of such work, satisfactory proof shall be filed with the State Engineer.

Dated at Salem, Oregon this 20th day of November 1952.

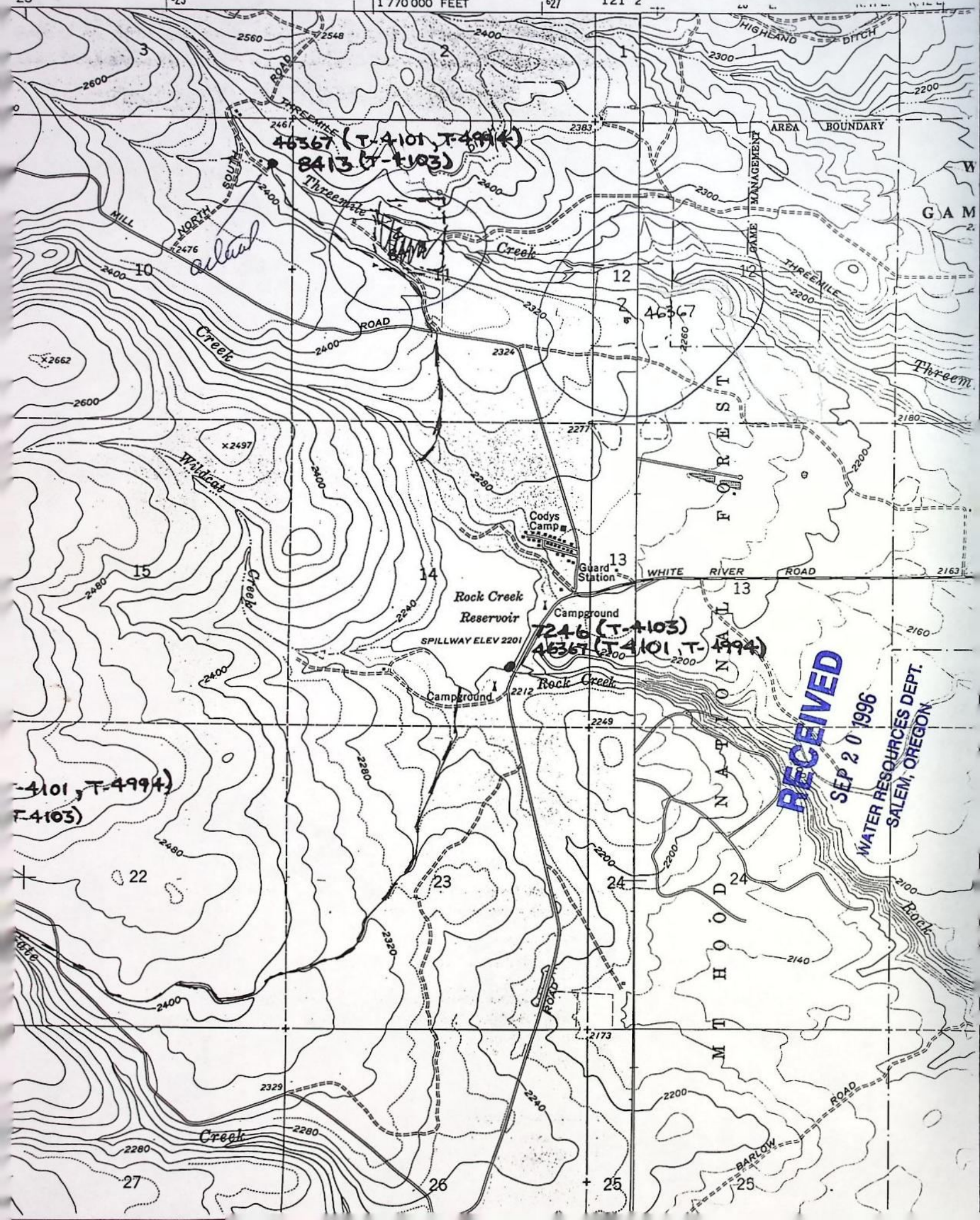
Noted on Decree

Vol. 7, p. 213

Cert. 7246

  
CHAS. E. STRICKLIN  
State Engineer







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PORTLAND, OREGON



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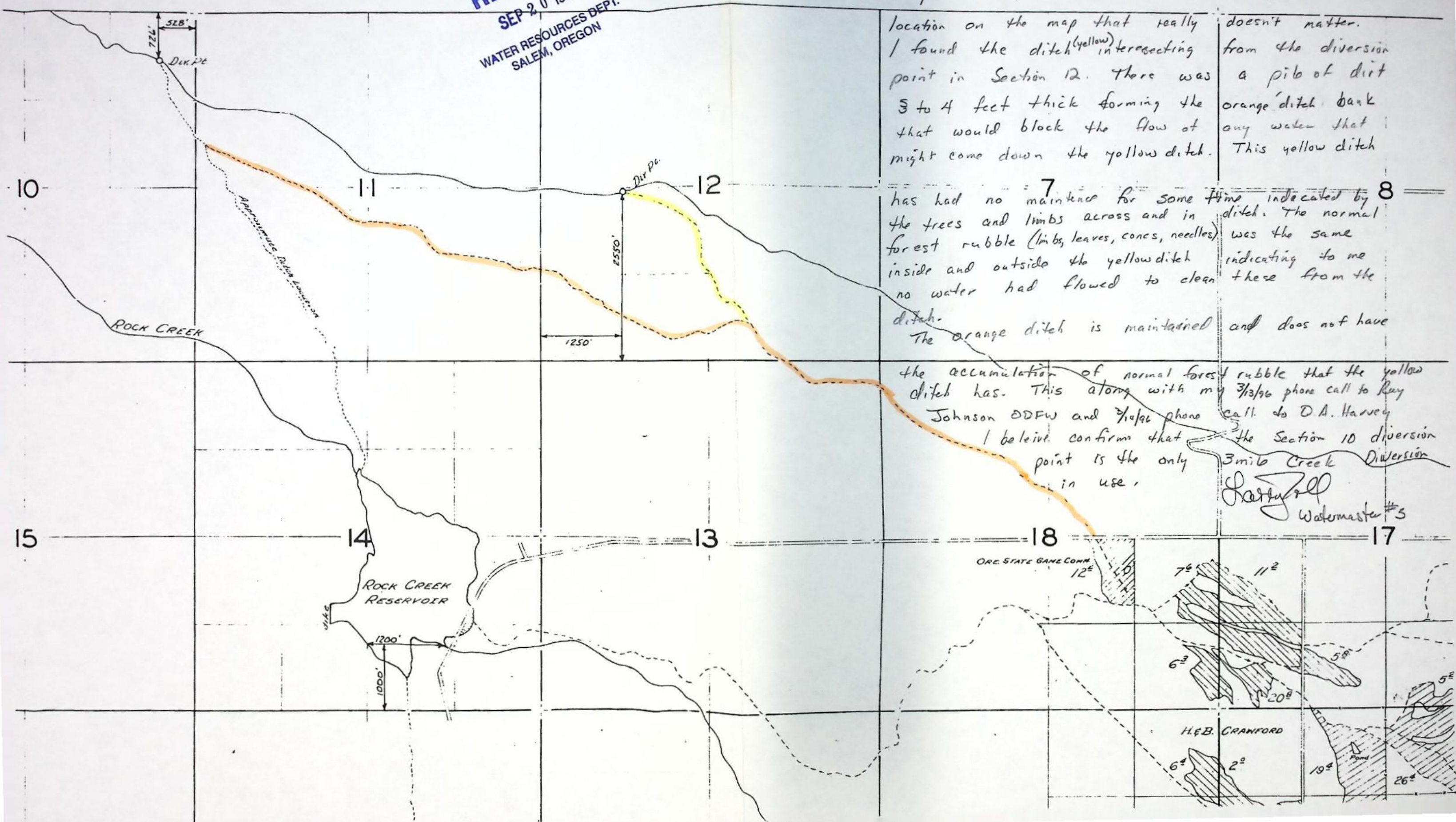


Need to  
check ownership of



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SALEM, OREGON



3/19/96 Don

I walked the ditch highlighted in orange today. Although I do not agree totally with the

location on the map that really doesn't matter. I found the ditch (yellow) intersecting from the diversion point in Section 12. There was a pile of dirt 3 to 4 feet thick forming the orange ditch bank that would block the flow of any water that might come down the yellow ditch. This yellow ditch

has had no maintenance for some time indicated by the trees and limbs across and in ditch. The normal forest rubble (limbs, leaves, cones, needles) was the same inside and outside the yellow ditch indicating to me no water had flowed to clean these from the ditch. The orange ditch is maintained and does not have

the accumulation of normal forest rubble that the yellow ditch has. This along with my 3/13/96 phone call to Ray Johnson ODFW and 3/14/96 phone call to D.A. Harvey I believe confirms that the Section 10 diversion point is the only 3 mile Creek Diversion in use.

Larry Zell  
Watermaster #3



After Recording Return to:

Randall Marshall  
Route 1, Box 8  
Tygh Valley, OR 97063

Until a change is requested  
all tax statements shall be  
sent to the following address:

Randall Marshall  
Route 1, Box 8  
Tygh Valley, OR 97063

#### ESTOPPEL DEED

This indenture between GLADYS B. MARSHALL hereinafter called the first party, and RANDALL D. MARSHALL hereinafter called the second party, WITNESSETH:

Whereas, the title to the real property hereinafter described is vested in fee simple in the first party, subject to the lien of a mortgage or trust deed recorded in the mortgage records of the county hereinafter named, as Microfilm No. 86-1057, reference to said records hereby being made, and the notes and indebtedness secured by said mortgage or trust deed are now owned by the second party, the same being now in default and said mortgage or trust deed being now subject to immediate foreclosure, and whereas the first party, being unable to pay the same, has requested the second party to accept in absolute deed of conveyance of said property in satisfaction of any indebtedness secured by said mortgage and the second party does now accede to said request.

Now, therefore, for the consideration hereinafter stated (which includes a satisfaction of the above referenced mortgage), the first party does hereby grant, bargain, sell and convey unto the second party, his heirs, successors and assigns, all of the following described real property situated in Wasco County, State of Oregon, to-wit:

#### PARCEL I:

Township 4 South, Range 12 East of the Willamette Meridian, Wasco County, Oregon.

Section 23: W $\frac{1}{4}$  of NE $\frac{1}{4}$ ; NW $\frac{1}{4}$  EXCEPTING THEREFROM the following described tract:

Beginning at a point S. 0°08'30" W. 7932.14 feet from the Section corner common to Sections 10, 11, 14 and 15 in said Township and Range, which point is the intersection of a North-South and an East-West County Road, which intersection is known as "Four Corners"; thence N. 0°08'30" E. 30 feet and S. 89°50'30" E. 30 feet for the true point of beginning of this description; thence N. 0°08'30" E. 100 feet; thence S. 56°09'30" E. 180.3 feet; thence N. 89°50'30" West 150 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM the following described tract:

Beginning at a point on the centerline of Smock County Road, which point is 7248.1 feet South and 18.7 feet West of the Northwest corner of Section 14 in said Township and Range; thence E. 582.08 feet; thence North 566.22 feet; thence N. 83°41'25" E. 1038.93 feet thence North 1271 feet, more or less, to the intersection of an East-West fence line; thence Westerly along said fence, and extensions thereof 1628.2 feet to the centerline of Smock County Road; thence South along said centerline 1962.4 feet to the point of beginning.

#### PARCEL II:

Township 4 South, Range 12 East of the Willamette Meridian, Wasco County, Oregon.

Section 23: SW $\frac{1}{4}$

Section 23: W $\frac{1}{4}$  of SE $\frac{1}{4}$

Section 26: N $\frac{1}{4}$  of NW $\frac{1}{4}$

TOGETHER WITH an easement for irrigation line purposes 15 feet in width, over and across Section 27, Township 4 South, Range 12 East of the Willamette Meridian, Wasco County, Oregon, commencing at the intersection of the Rock Creek District Improvement Company canal and the West line of said Section 27, thence East on a line from said intersection to the Southwest corner of the above described property.

together with all of the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$satisfaction of mortgage.

To have and to hold the same unto said second party, his heirs, successors and assigns forever. And the first party, for himself and his heirs and legal representatives, does covenant to and with the second party, his heirs, successors and assigns, that the first party is lawfully seized in fee simple of said property, free and clear of encumbrances except said mortgage or trust deed and further except no exceptions; that the first party will warrant and forever defend the above granted premises, and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, other than the liens above expressly excepted; that this deed is intended as a conveyance, and shall have full legal effect as well as in form, of the title to said premises to the second party and all redemption rights which the first party may have therein, and not as a mortgage, trust deed or security of any kind; that possession

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SALEM, OREGON

922979



of said premises hereby is surrendered and delivered to said second party; that in executing this deed the first party is not acting under any misapprehension as to the effect thereof or under any duress, undue influence, or misrepresentation by the second party, or second party's representatives, agents or attorneys; that this deed is not given as a preference over other creditors of the first party and that at this time there is no person, co-partnership or corporation, other than the second party, interested in said premises directly or indirectly, in any manner whatsoever, except as aforesaid.

In construing this instrument, it is understood and agreed that the first party as well as the second party may be more than one person; that if the context so requires, the singular shall be taken to mean and include the plural; that the singular pronoun means and includes the plural, the masculine, the feminine and other neuter and that, generally, all grammatical changes shall be made, assumed and implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the first party above named has executed this instrument; if first party is a corporation, it has caused its corporate name to be signed hereto and its corporate seal affixed by its officers duly authorized thereunto by order of its Board of Directors.

Dated August 6, 1992.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPLICABLE LAWS.

Gladys B. Marshall  
Gladys B. Marshall

STATE OF OREGON

County of Wasco

The foregoing instrument was acknowledged before me this 6 day of Aug, 1992, by Gladys B. Marshall.

William J. Thompson  
Notary Public for Oregon

My commission expires: Dec 13, 1993



Microfilm No.

922979(2)

FILED WASCO CTY  
THE DALLES, OR

AUG 10 1 08 PM '92

KAREN R. LEUREN  
COUNTY CLERK

STATE OF OREGON,  
County of Wasco, }

I certify that this document was received and recorded in the

DEED

Karen R. LeBreton, County Clerk

by [Signature] Deputy

Return to:  
Gladys Marshall  
St. 1st St.  
High Valley 97063

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WATER RESOURCES DEPT.  
SALEM, OREGON

922979(2)



Harvey, A. C.

5 acres in SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>  
2 acres in SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>  
5 acres in NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>  
10 acres in NW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>  
Section 21,  
4 acres in SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>  
Section 16,  
T. 4 S. R. 12 E. W. M.

Johnson, W. H.

Domestic use.

Kennedy, James E.

33.3 acres in SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>  
Section 26,  
T. 4 S. R. 12 E. W. M.

McCoy, J. M.

5.1 acres in NW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>  
Section 20,  
T. 4 S. R. 12 E. W. M.

McGill, J. B.

1.5 acres in NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>  
Section 24,  
T. 4 S. R. 12 E. W. M.

Patison, A. M.

4.8 acres in SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>  
4 acres in SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>  
Section 14,  
T. 4 S. R. 12 E. W. M.

Roberts, D. C.

10 acres in NE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>  
Section 21,  
T. 4 S. R. 12 E. W. M.

Savage, Lena

1.6 acres in SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>  
Section 20,  
T. 4 S. R. 12 E. W. M.

Savage, Richard

5 acres in NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>  
Section 26,  
T. 4 S. R. 12 E. W. M.

Gesh, Herman H.

14 acres in SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>  
Section 23,  
T. 4 S. R. 12 E. W. M.

Woodcock, T. H.

3 acres in SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>  
Section 20,  
T. 4 S. R. 12 E. W. M.

(NOTE: This certificate is issued to supersede that certain certificate issued Jan. 9, 1926, to the above Company, the rights covered thereby having been modified by an order of the State Engineer dated June 13, 1927, under the provisions of Chap. 219, Laws of Oregon for 1927.)

And said right shall be subject to all other conditions and limitations contained in said decree.  
The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer,

affixed this 14th day  
of July, 1927.

.....  
State Engineer.

Certificate superseded is 5776



## STATE OF OREGON

COUNTY OF WASCO

## CERTIFICATE OF WATER RIGHT

This is to Certify, That GATE CREEK AND ROCK CREEK DITCH COMPANY

of Wasco, State of Oregon has a right to the use of  
the waters of Rock Creek and Gate Creek, tributaries of White River;  
for the purpose of Irrigation;

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
Wasco County, and the said decree entered of record at Salem, in the Order  
Record of the STATE ENGINEER, in Volume 7, at page 196; that the priority  
of the right thereby confirmed dates from 1875

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed Three acre feet per  
acre during any irrigation season (with the further limitations contained in Par-  
agraph 24 of said decree);

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

Ch. Pt. of Div. Sp. Or. Vol. 7, p. 467

APPROPRIATOR	DESCRIPTION OF LAND
Chandler, Ralph	8 acres in NE 1/4 Section 20, T. 4 S. R. 12 E. W. 11.
Crawford, Geo. E.	6.1 acres in SW 1/4 Section 23, T. 4 S. R. 12 E. W. 11.
Driver, H. E.	4 acres in SE 1/4 14 acres in NE 1/4 3 acres in NW 1/4 Section 25, T. 4 S. R. 12 E. W. 11.
Driver, Thos.	12 acres in SE 1/4 3 acres in NW 1/4 Section 24, T. 4 S. R. 12 E. W. 11.
Driver, Willis M.	20 acres in SE 1/4 Section 24, T. 4 S. R. 12 E. W. 11.
Farlow, Wm. H. Estate	3 acres in SW 1/4 3 acres in NW 1/4 Section 27, T. 4 S. R. 12 E. W. 11.
Fowler, F. M.	2 acres in SE 1/4 Section 27, T. 4 S. R. 12 E. W. 11.
Gority, Richard	1 acre in NE 1/4 Section 17, T. 4 S. R. 12 E. W. 11.

4. acre in SW 1/4 SE 1/4  
Sec. 15  
T. 4 S. R. 12 E. W. 11.

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WATER RESOURCES DEPT.  
SALEM, OREGON184<sup>4</sup>

1/4 4.61

1/80 2.3



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WATER RESOURCES DEPT.  
SALEM, OREGON

August 23, 1996

544-3671  
Randy Marshall  
56117 Muller Road  
Wamic, OR 97063

Randy,

The Oregon Water Resources Department is working on completing some certificates of water rights for the Rock Creek District Improvement Company. None of the water rights work above has anything to do with your water rights. However, while processing Certificate of Water Right 7246, we discovered a domestic water right issued to W. H. Johnson. The certificate does not identify any location except by the name. I talked to D. A. Harvey and he told me you now own that property, the W. H. Johnson property.

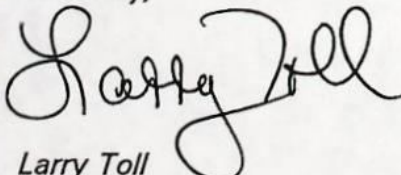
I am requesting you to sign the enclosed affidavit to abandon the domestic water right out of Rock Creek and Gate Creek. This is just to clean up the records. The affidavit will not affect any irrigation water rights on your property or on anyone else's property in the Rock Creek District. I am assuming that there is in fact no use of ditch water for domestic use, therefore this abandonment will not cause a problem.

I have enclosed the affidavit for you to sign in the presence of a notary public. Attached to the affidavit are copies of the water right, deed and assessor map. There is a second copy for you to keep for your records.

Please contact me with any questions you might have about this affidavit. If you understand the affidavit and do not have any objection, please sign the original in the presence of a notary public and return the affidavit to my office.

Thank you.

Sincerely,



Larry Toll  
Watermaster - District 3

srs





# AFFIDAVIT

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WATER RESOURCES DEPT.  
SALEM, OREGON

STATE OF OREGON )  
County of Wasco )

I, Randall D. Marshall, of 56117 Muller Road, Wamic, Oregon, 97063, being first duly sworn, depose and say:

1. I am the legal owner of the property described by the deed and legal description attached to and made a part of this affidavit;
2. The following describes that portion of water right that is appurtenant to property described in the attached deed;

Certificate:	7246
Priority Date:	1875
Source:	Rock Creek and Gate Creek, tributaries of White River
Purpose:	Domestic

3. I have abandoned any and all interest in the domestic rights appurtenant to our land and request the domestic portion of Certificate 7246 be canceled.

IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_ day of \_\_\_\_\_, 1996.

\_\_\_\_\_  
Randall D. Marshall

Subscribed and sworn to me this \_\_\_\_ day of \_\_\_\_\_ 1996.

\_\_\_\_\_  
Notary Public for Oregon  
My Commission Expires: \_\_\_\_\_



ESTOPPEL DEED

LORNE H. RICHMAN and SHARYN L. RICHMAN, husband and wife,  
Grantors, convey and specially warrant to GLADYS B. MARSHALL,  
Grantee, the following described real property situated in  
Wasco County, Oregon, free of encumbrances created or suffered  
by the Grantors except as specifically set forth herein:

See attached Exhibit "A"

To have and to hold the above-described property unto  
said Grantee, its successors and assigns forever free from all  
rights of the Grantors under the Contract hereinafter  
described, but otherwise subject to the Contract which shall  
remain alive solely for the purpose of protecting the title to  
the property against all intervening rights.

The true and actual consideration for this conveyance is  
the satisfaction by the Grantee of the obligations secured by  
that certain Agreement for the Sale of Real Property  
(hereinafter "the Contract") dated May 7, 1986, by and between  
GLADYS B. MARSHALL, Seller, and LORNE H. RICHMAN and SHARYN L.  
RICHMAN, husband and wife, as buyers, a Memorandum of which  
was recorded May 8, 1986 as Microfilm No. 861058.

This Deed does not effect a merger of the fee ownership  
and the purchaser's interest in the Contract. The fee and the  
equitable lien shall hereafter remain separate and distinct  
until Grantee elects to merge these interests.

900093 (4)

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WATER RESOURCES DEPT.  
SALEM, OREGON



1 By acceptance of this Deed, Grantee covenants and agrees  
2 that it shall forever forbear taking any action whatsoever to  
3 collect against Grantors on the obligations evidenced by the  
4 Contract, other than by foreclosure of the Contract, and that  
5 in any proceeding to foreclose the Contract, Grantee shall not  
6 seek or obtain a deficiency judgment against Grantors, their  
7 heirs or assigns, such rights and remedies being hereby  
8 waived.

9 Grantors do hereby waive, surrender, convey and  
10 relinquish to the Grantee any equity of redemption and  
11 statutory right of redemption or reinstatement concerning the  
12 real property and the Contract.

13 This Deed is not given as a preference over any other  
14 creditor of the Grantors. Grantors have no knowledge of any  
15 creditors whose rights are prejudiced by the conveyance.

16 Grantors acknowledge and agree that they are in default  
17 under the terms of the Contract. Said Contract is subject to  
18 immediate foreclosure and Grantors and Grantee have agreed  
19 that Grantee will accept this absolute deed of conveyance of  
20 the above-described property as complete satisfaction of the  
21 indebtedness secured by the Contract. It is further agreed by  
22 Grantors and Grantee that Grantee shall retain all payments  
23 made to date on the Contract.

24 Grantors have read and fully understand the above terms  
25 and are not acting under misapprehensions as to the effect of  
26 this Deed, nor under any duress, undue influence, or  
27 2 - ESTOPPEL DEED

Pag

900093 (6)

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WATER RESOURCES DEPT.  
SALEM, OREGON



1 misrepresentations of Grantee, its agents, attorneys or any  
2 other person.

3 This Deed is intended as a conveyance absolute in legal  
4 effect, as well as in form, of the title to said real property  
5 to Grantee and includes all redemption rights which Grantors  
6 may have herein, and this Deed is not intended as security of  
7 any kind.

8 THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY  
9 DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND  
10 USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS  
11 INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY  
12 SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING  
13 DEPARTMENT TO VERIFY APPROVED USES.

14 Until a change is requested, all tax statements shall be  
15 sent to the following address: GLADYS B. MARSHALL  
16 Cannon Beach, Oregon 97110

17 DATED this 20<sup>th</sup> day of November, 1989.

18 DORNE H. RICHMAN

19 SHARYN L. RICHMAN

20 Grantors

21 (Notary Acknowledgement on Next Page)

22 3 - ESTOPPEL DEED

23 Pag

24 900093<sup>(4)</sup>

25 RECEIVED

26 SEP 20 1996

WATER RESOURCES DEPT.  
SALEM, OREGON



1 STATE OF OREGON )  
2 County of Wasco ) ss.

3 The foregoing instrument was acknowledged before me this  
4 day of November, 1989, by LORNE H. RICHMAN and SHARYN L.  
5 RICHMAN, husband and wife.



*[Signature]*  
Notary Public for Oregon  
My Commission Expires: 11-14-92

10  
11  
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26  
Pag

900093

Microfilm No. \_\_\_\_\_

INDEXED JAN 11 3 42 PM '90

COMPARED

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

I certify that this document was received and  
recorded in the

DEED

Karen R. LeBreton, County Clerk records.

by *[Signature]* Deputy

Return to *[Signature]*  
*[Signature]*

4 - ESTOPPEL DEED

900093<sup>(4)</sup>

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WATER RESOURCES DEPT  
ASTORIA, OREGON



EXHIBIT "A"

PARCEL I:

Township 4 South, Range 12 East of the Willamette Meridian, Wasco County, Oregon.

Section 23: W 1/2 of NE 1/4; NW 1/4 EXCEPTING THEREFROM the following described tract:

Beginning at a point S. 0°08'30" W. 7932.14 feet from the Section corner common to Sections 10, 11, 14 and 15 in said Township and Range, which point is the intersection of a North-South and an East-West County Road, which intersection is known as "Four Corners"; thence N.0°08'30" E. 30 feet and S. 89°50'30" E. 30 feet for the true point of beginning of this description; thence N.0°08'30" E. 100 feet; thence S.56°09'30" E. 180.3 feet; thence N. 89°50'30" W. 150 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM the following described tract:

Beginning at a point on the centerline of Smock County Road, which point is 7248.1 feet South and 18.7 feet West of the Northwest corner of Section 14 in said Township and Range; thence E. 582.08 feet; thence North 566.22 feet; thence N. 83°41'25" E. 1038.93 feet thence North 1271 feet, more or less, to the intersection of an East-West fence line; thence Westerly along said fence, and extensions thereof 1628.2 feet to the centerline of Smock County Road; thence South along said centerline 1962.4 feet to the point of beginning.

PARCEL II:

Township 4 South, Range 12 East of the Willamette Meridian, Wasco County, Oregon.

Section 23: S 1/2 of SW 1/4

Section 23: N 1/2 of SW 1/4; W1/2 of SE 1/4

Section 26: N 1/2 of NW 1/4

1 - EXHIBIT "A"

900093<sup>(u)</sup>

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WATER RESOURCES DEPT.  
SALEM, OREGON



TOGETHER WITH an easement for irrigation line purposes 15 feet in width, over and across Section 27, Township 4 South, Range 12 East of the Willamette Meridian, Wasco County, Oregon, commencing at the intersection of the Rock Creek District Improvement Company canal and the West line of said Section 27, thence East on a line from said intersection to the Southwest corner of the above-described property.

2 - EXHIBIT "A"

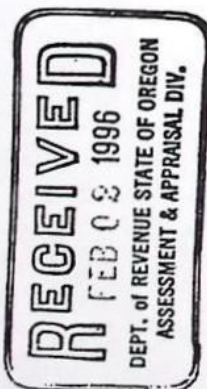
900093<sup>(a)</sup>

**RECEIVED**

SEP 20 1996

WATER RESOURCES DEPT.  
SALEM, OREGON

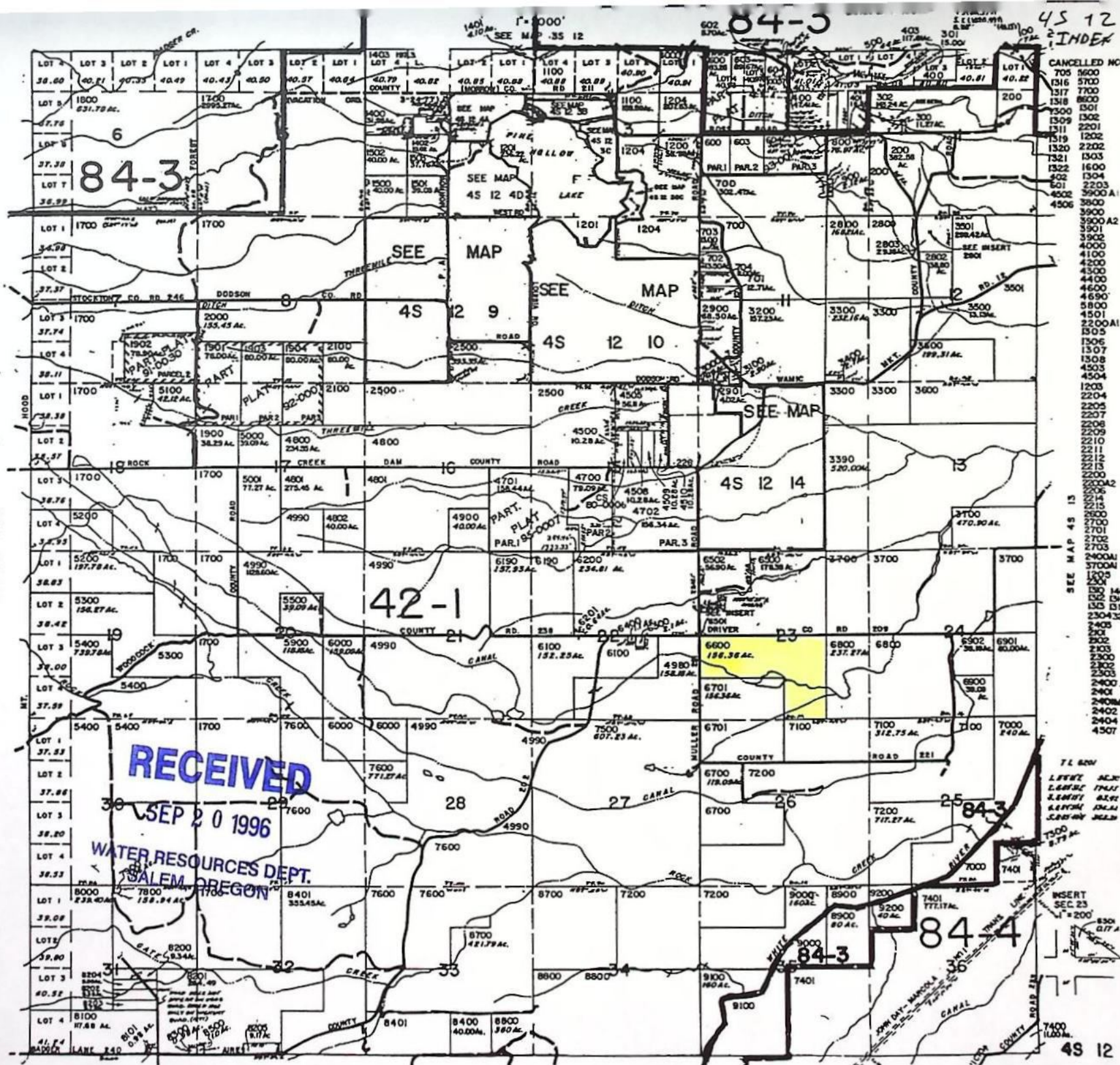




INSERT  
SEC. 12  
1" = 50'

Handwritten diagram of a rectangular object, possibly a box or container. The dimensions are labeled as 280x100. The object is labeled "280x100" and "0.02ac". There are also handwritten notes "280x100" and "0.02ac" written vertically along the right side of the rectangle.

SEE MAP 45 II




4S 12





INFO

LEO JICK - SHOWED US PLACE OF USES

DR - Water is DELIVERED THRU ROCK CREEK IMP. CO. SYSTEM.

SYSTEM - LAND HATCHURED  IS IRRIGATED FROM A PUMP ON A POND AT THE END OF A LATERAL DITCH IN THE SE<sup>4</sup> SE<sup>4</sup> SEC 16

LAND ~~REPT~~ HATCHURED  IS IRRIGATED FROM A PUMP ON A POND AT THE <sup>BOTTOM</sup> ~~END~~ OF A DRAINAGE POND IN SW<sup>4</sup> SE<sup>4</sup> SEC 15

LAND HATCHURED  IS IRRIGATED FROM A WELL AT SOUTH SIDE OF POND, WATER FROM WELL PUMP INTO POND AND RE-PUMP FROM POND

### EQUIPMENT

Pump - Jacuzzi DDC 4x3 @ Pond SE<sup>4</sup> SE<sup>4</sup> SEC 16

Motor - U.S. 15 H.P. @ 3500

Pump - Jacuzzi DDC 4x2 1/2 @ Pond near well

Motor - Baldor 15 H.P. @ 3450 RPM

Pump - <sup>10</sup> H.P. submersible 2 1/2 DISCH on well

PIPE 2700 5" Alum Main  
1020' 4" wheel line  
2540' 3" Alum Lat

HEADS 90 RB 30 1/4 x 20

so off ~~from~~ either pond pump well open discharge to well



USE - Wheat, Hay  
LIFT - Check Quads  
TIE - 41065-179-219 L

NOTES THE LAND SURVEYED WAS ENTIRE BOUND-  
-ARIES OF FIELDS THAT HAVE TRANSFERRED RIGHTS  
INTO THEM. PLUS LAND IRR. FROM WELL  
BOUNDARY BETWEEN JILK AND BOYMER IS THE W LINE  
OF THE ~~SE~~ E $\frac{1}{2}$  SE $\frac{1}{4}$  SEC 16.

Harry Jell  
WRB  
6/17/84

NOTE: WHEN DRAFTING, EXCESS LANDS SHOULD BE  
COVERED BY EXISTING OR NEW RIGHTS.

During the spring of 1987 I worked with  
Leo a couple of times in a ~~flat~~  
attempt to get these transfers straightened out.


Harry Jell




6/88 PHYLLIS Mizer (Contract owner)  
OAK Acres Inc  
P.O. Box 148  
Sandy OR 97055

INFO - MR & MRS MIKE BOYMER Rt. 1 Box 24  
Buying property from Obermaier Tygh Valley 97063

DIV - WATER IS DELIVERED THRU ROCK CREEK  
IMP. Co. SYSTEM

SYSTEM - LAND HATCHURED  IS IRRIGATED  
BY GRAVITY FROM A POND IN THE SE<sup>4</sup> SE<sup>4</sup>  
SEC 17

LAND HATCHURED  IS IRRIGATED  
BY A DIESEL PUMP FROM A POND  
IN THE NW<sup>4</sup> SW<sup>4</sup> SEC 16.

### EQUIPMENT -

Pump - Cornell DDC 5x3

Motor - DEUTZ DIESEL 3cy 52 H.P @ 2300 RPM

~~PISTON~~

PIPE ~~APPROX~~ 3000' BURIED MAINLINE  
1580' 5" ALUM MAIN  
420' 4" ALUM MAIN  
180 3" " "  
~~2500~~ 3" ALUM LAT  
+ 820'  
4360'

HEADS - 40 RB 30' 5/32" x 0 ALL RUNNING BY GRAVITY  
20 RB 30' 5/32" x 0 3 LINES 0 PSI @ MAINLINE  
IN STATE OF DISREPAIR 22 PSI @ END OF LINE

45 RB 30' 3/16" x 0

(ALL HEADS RUNNING FOR MAX USE) (per DARRELL ASHLEY)  
From near -



USE - ALFALFA, HAY

LIFT - SEE QUADS

TIE - 41065-179-219 L

PHOTOS 41065 379-5L & 5R  
SHOW DITCHES FROM ROCK  
CREEK PEE TO PROPERTY

NOTE: PONDS ~~ARE~~ FILL WITH ROCK CR. L.P. Co. water  
FOR IRRIGATION. THE AREAS ~~ARE~~ MAPPED  
IS WHERE BEYMER SAID ALL TRANSFERRED LAND  
SHOULD BE. ~~THE~~ ONE TRANSFER<sup>(4108)</sup> PUTS LAND  
IN THE SE<sup>4</sup> SW<sup>4</sup> SECTION 17, BEYMER WANTS THIS  
LAND IN THE FIELD GRAVITY IRR.

Larry Jell  
WRE  
6/29/84

INFO: DARRELL ASHLEY. This is first year  
he has been on place but he intends to irrigate  
boundaries as surveyed. Since Beymer's left, irrigation  
from both ponds is by the same pump which is  
moved between them. Boundaries of use from each  
~~the~~ pond surveyed by LNT remain the same; <sup>however</sup> I  
deleted small area above ditch in NE<sup>4</sup> SE<sup>4</sup> SEC 17  
because it has only been flooded from existing ditch.  
Land in SE<sup>4</sup> SW<sup>4</sup> was flooded by Beymer, but only for  
pasture. I located boundaries as best I could from  
photo. 45 more RB 30's are presently on place to be used  
by Ashley. (SEE EQUIP.  
INVENTORY).

Thompson M. Wanner  
6/7/83 W. R. E.



T-4105

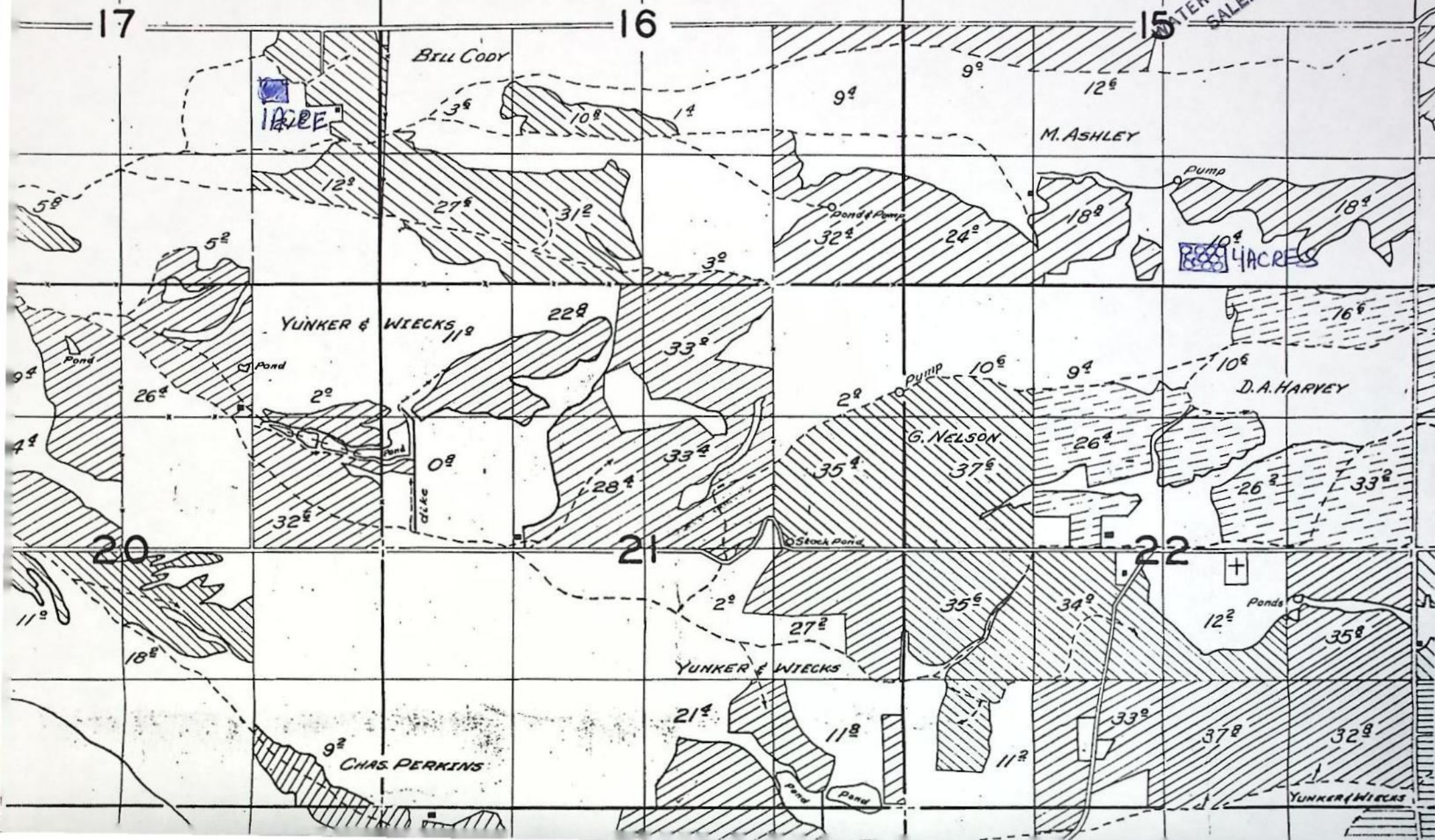
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DEC 03 1980  
WATER RESOURCES  
SEAS. OREGON

THREEMILE CREEK

722511  
NOV 17 1953

NOV 17 1981  
WATER RESOURCES DEPT  
SALEM, OREGON





CRANFORD

YUNKER & WIECKE 11/9

G. NELSON

CHAS. PERKINS

3 ACRES

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SALEM, OREGON

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NOV 17 1980

WATER RESOURCES DEPT  
SALEM, OREGON

F 4105


OLD Location  
Permit  
CERT 7246

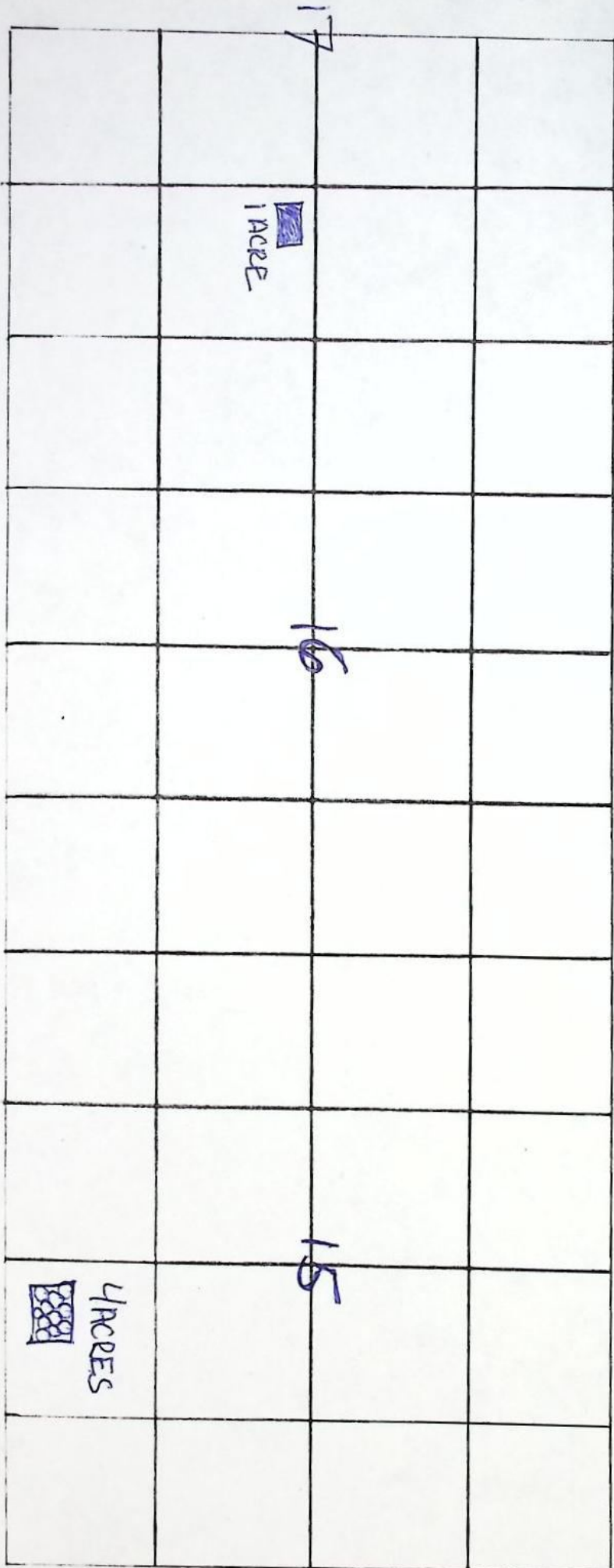


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 SALEM, OREGON

RECEIVED  
 DEC 8 1980  
 WATER RESOURCES DEPT  
 SALEM, OREGON

Application Map For  
 Keith Obermaier  
 Scale 4" = 1 mile

 OLD LOCATION  
 Cert. 7246



T-4105



ROCK CR; GATE CR

LIR 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. 5002071051 PERMIT NO. 007213 CERTIF. NO. 0007246  
 ORIG. NO. 0002072461 PREV. NO. (000207246) SUPER. NO.

NAME: KEITH J. OBERMAIER

ADDRESS: 960 CAMINO SANTANDER

CITY/STATE/ZIP/COUNTY: SANTA FE, NM 87501 33

STREAM-ID 05 1980 0520 0120

RIV. MI.

WM. DIST. 03 W.R. TYPE SC STATUS V

CANCEL YEAR---&gt;

CONSTR. COMPLT---&gt; 01 15 1981

YR. LAST USED-----&gt; ---

NEXT ACTION DUE---&gt; ---

PRIORITY-----&gt; 12 31 1875

PUT TO USE-----&gt; 01 15 1981

LAST TRANS. DATE---&gt; ---

LAST TRANS. TYPE---&gt; ---

APPLICATION---&gt; 12 12 1978

SURVEYED-----&gt; 06 19 1984

EXAM. FEE-----&gt; 20.00

RECORDING FEE-----&gt; 10.00

PERMIT ISSUE---&gt; 01 05 1981

CONCURRENCE-----&gt;

CYCLE STATUS-----&gt; ---

REPORTED FLAG-----&gt; ---

CONSTR. STRT.---&gt; 01 05 1981

CERTIFIED-----&gt;

CORRES. INIT.-----&gt; ---

CORRES. DATE-----&gt; ---

 POINT-OF-DIVERSION DATA;  
 TWP/SP RNGE SECT QTR/QTR STREAM-ID

RIV. MI. RATE

STATUS S OR P

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

0405 110E 14 D C 05 1980 0520 0120

V P

\*\* ROD: ROCK CR, 1000' N &amp; 1200' E FM

1 1 21 A D 05 1980 0520 0120 030

\*\* S 1/4 COR S 14; GATE CR, 1280' N &amp;

\*\* 1500' E FM CENTER S 2-1.

\*\* CHANGES POV PART OF C-7246

\*\* (NOT CANCELED)

\*\*-----

\*\*-----

 PLACE-OF-USE DATA:  
 TWP/SP RNGE SECT QTR/QTR CNTY USE % CHSMTV ACRES STATUS S OR P

0405 120E 15 D C 33 1R 100 4.00

V P

W.R.I.S.

Assembled 4-9-85 by SSM

Entered \_\_\_\_\_ by \_\_\_\_\_

Verified \_\_\_\_\_ by \_\_\_\_\_





## Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

November 9, 1981

Keith J. Obermaier  
960 Camino Santander  
Santa Fe, New Mexico 97501

REFERENCE: Transfers 4101, 4103, 4105, 4106, 4107, 4108

Tom Paul, the Watermaster for Wasco County, has pointed out that the approval of Transfers 4101, 4103, 4105, 4106, 4107 and 4108 and the withdrawal of Transfers 4102 and 4104 left some water rights where they shouldn't be.

Some supplemental rights were moved without the overlying primary rights. Some supplemental rights (Certificate 46367) were placed on lands having a primary right under the same certificate (46367).

I am enclosing a copy of Tom Paul's calculations showing the water rights and impacts of the transfers. I am also enclosing copies of our record cards for Sections 15, 16 and 17, showing the same changes in place of use, and a copy of a map of the area.

I cannot suggest what to change, nor can I help you figure out how best to go about it. I can correct the record to show the proper locations of the water rights involved, once you have forwarded the corrected locations to me.

It may be necessary to re-file Transfers 4102 and 4104. I can send blank application forms and instructions if you want to refile.

Sincerely,

SAMUEL R. ALLISON  
Supervisor  
Transfer Section

SRA:lcj  
cc: Thomas J. Paul, Watermaster



T-4105

TOWNSHIP 45 RANGE 12E W. M. Card #1 SECTION 15

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
3																Decree, Vol. 7 Page 196		5738
																		<del>5388</del>
																superceded by Cart. 7245		5776
																5 15 4967	5879	8413
																11862	8250	11098
																7 6 12477	8827	CANCELLED
																5 7 3	Decree, Vol. 7 Page 196	7245
																13088	15165	580 below
																17838	15519	46367
																20 7 8 15	17838	15519 46367
																		<del>13088 15165 20248</del>
																		<del>17207 52025 26642</del>
																		34734 27390 46368

TOWNSHIP 45 RANGE 12E W. M. Card #2 SECTION 15

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
																34734	27390	46368
																G-1913	G-1759	35046
																45212	33228	
																D-136	X-18, P-10	46532
																D-135	X-18, P-13	46530
																D-137	X-18, P-15	46531
																Supplemental 53066	39616	
																G-8033	G-7434	
																G-8397	G-7735	
																G-9046	G-8397	
																G-9518	G-8932	
																40 T-4105	IN	



T-4105

TOWNSHIP 45 RANGE 12E W. M. Card #1

SECTION 17

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
				4.2								11						5385
				6												Superseded by Cert # 171552		5946
						2										Decree, Vol. 7 Page 196 4129 3380		2324
								7.6								Decree, Vol. 7 Page 196		5775
												8				Superseded by Cert. 7246		5976
																Decree, Vol. 7 Page 196 10180 8807		8417
								10							4	4104 2361		7246
THIS ONE												1				Decree Vol. 7 Page 196		7246
				3.2												13058 15165		
																Supplemental 17838 15519		46367
																82 17838 15519		46367
						6										rs. Sp. Ct. Vol. 6 Page 69		
5°				7°												Superseded by 17281 22022		

TOWNSHIP 45 RANGE 12E W. M. Card #2

SECTION 17

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
15				32	5											34734	27390	46368
				42												34734	27390	46368
																45212	33225	
				42								11°				D-137	X-18, P-13	46530
5°				7°												D-137	X-18, P-15	46531
																53066	39616	
												12				T-4105		OUT



T-4105

TOWNSHIP <u>45</u> , RANGE <u>12 E</u> , W. M.																SECTION <u>28</u>		
NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
	4	8		2			6									8128	5657	8489
			<del>8</del>								Error					<del>10130</del>	<del>6807</del>	<del>8497</del>
				2												Decree, Vol. 7 Page 196		5751
							<del>3</del>									Superceded by Cert. 7246		5776
							10									Decree, Vol. 7 Page 196		7457
							3									Decree, Vol. 7 Page 196		7246
																Supplemental		
																17838	15519	46367
																17838	15519	46367
																T-4105	OUT	





## STATE OF OREGON

## INTEROFFICE MEMO

RECEIVED

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: 12-11-80

DEC 15 1980

FROM: WATERMASTER, DISTRICT NO. 3

WATER RESOURCES DEPT  
SALEM, OREGON(signature) Thomas J. B. O.

SUBJECT: Water Right Transfer Application No. 4105 for change in (POU), POD, Use of water

In the name(s) of Keith Obermaier

In my opinion (assuming the water right is valid), the proposed change

MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY\*~~ to an existing water right.\*The approval of this transfer application would result in injury to other water rights because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_The existing right may not be valid because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_Headgate notices ~~HAVE~~ HAVE NOT been issued for diversion from the source(s) which serve(s) this right.If for change in point of diversion, is there any intervening point(s) of diversion between the authorized and proposed points of diversion? \_\_\_\_\_  
(yes or no)

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

(1) PRIOR to the diverting of water at the new point of diversion ... .

X (2) WHEN IN the judgment of the watermaster it becomes necessary ... .

The enclosed copy of the transfer application and map(s) are for your records.

Contains  
Recycled  
Materials

B1-125-1387

SP\*75683-125



\* Permit No. 6807

ABSTRACT MADE

## APPLICATION FOR A PERMIT

CERTIFICATE NO. 8497

## To Appropriate the Public Waters of the State of Oregon

I, Gate and Rock Creek Ditch Company,  
 of Wamic,  
 (Postoffice) County of Wasco,  
 State of Oregon, do hereby make application for a permit to appropriate the  
 following described public waters of the State of Oregon subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

Wamic, Oregon, in 1875.

1. The source of the proposed appropriation is Gate and Rock Creeks  
 (Name of stream)

tributary of White River

2. The amount of water which the applicant intends to apply to beneficial use is  
1.35  
 cubic feet per second.

3. The use to which the water is to be applied is Irrigation  
 (Irrigation, power, mining, manufacturing,  
 domestic supplies, etc.)

4. The point of diversion is located from Rock Creek in approx. the SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  Sec. 11 T. 4  
 (Give distance and bearing to section corner)  
S. R. 11 E.W.M. and from Gate Creek in unsurveyed land in approx. the westerly  
part of what would be NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Sec. 17 T. 4 S. R. 11 E.W.M.

being within the NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Sec. 17, Tp. 4 S.  
 (Give smallest legal subdivision) (No. N. or S.)  
R. 11 East, W. M., in the county of Wasco  
 (No. E. or W.)

5. The ditch to be approx. 11 miles  
 (Main ditch, canal or pipe line)  
 in length, terminating in the SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Sec. 24, Tp. 4 S.  
 (Smallest legal subdivision) (No. N. or S.)  
R. 12 E, W. M., the proposed location being shown throughout on the accompanying map.  
 (No. E. or W.)

6. The name of the ditch, canal or other works is

Gate and Rock Creek Ditch

## DESCRIPTION OF WORKS

## DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 15 feet, length at bottom  
feet; material to be used and character of construction  
Brush and logs (Loose rock, concrete,  
 masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, 4 ft. wide, 2 feet high.  
 (Timber, concrete, etc., number and size of openings)

\* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

Compared L.A. x J.B.





## STATE OF OREGON

## INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: November 8, 1978, 19\_\_.

FROM: \*\* Tom Paul

**RECEIVED**

DEC 12 1978

WATER RESOURCES DEPT.  
SALEM, OREGONSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4105IN THE NAME OF Keith Obermaier

In my opinion the proposed change in PLACE OF USE  
MAY BE MADE WITHOUT INJURY ~~XXXXXXXXXXXXXXXXXXXXXXX~~\* to an existing water right.

Headgate notices HAVE HAVE NOT been issued for diversion from the sources which  
serves this right.

If for change in point of diversion, is there any intervening point of diversion  
between the authorized and the proposed points of diversion? NO  
(yes or no)

In my opinion, the order approving the subject transfer application should include  
the following in regard to the appropriator installing suitable measuring devices  
in the diversion works:

- (1) PRIOR to the diverting of water at the new point of diversion . . .  
  x   (2) When in the judgment of the watermaster it becomes necessary . . .

\* The approval of this transfer application would result in injury to other water  
rights because \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*\* *TP*  
Watermaster's signature or initials



RECEIVED

RECEIVED

7-4105  
RECEIVED

JUN 3 1980

DEC 12 1978

WATER RESOURCES DEPT  
SALEM, OREGONWATER RESOURCES DEPT  
SALEM, OREGONWATER RESOURCES DEPT.  
SALEM, OREGON

## Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Keith J. Obermaier

(Name of applicant)

of Route 1, Box 24

(Mailing address)

Tygh Valley

(City)

State of Oregon97063

(Zip Code)

544-2184

(Phone number)

do hereby make application for change

Place of Use

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

1. Is the water right recorded in your name? NO Gate and Rock Creek Ditch Company

(If not, give name)

2. Was your water right determined by Decree of Court? YES If so, give title of proceedings

(Yes or No)

White Rivernumber of certificate 72463. Was your water right acquired by Water Right Permit? NO If so, give number

(Yes or No)

of permit ..... Number of certificate .....

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Rock and Gate Creeks5. What is the date of priority of your water right? 18756. The authorized point of diversion is located ..... ft. ..... and ..... ft. ..... from the .....  
(N. or S.) (E. or W.)corner of ..... being within the .....  $\frac{1}{4}$  .....  $\frac{1}{4}$  of Section ..... Tp. .... R. .... W. M.,  
(No. N. or S.) (No. E. or W.)in the county of WASCO The name of the ditch used is Gate and Rock Cr. Ditches

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located ..... ft. ..... and ..... ft. ..... from the .....  
(N. or S.) (E. or W.)corner of ..... being within the .....  $\frac{1}{4}$  .....  $\frac{1}{4}$  of Section ..... Tp. .... R. .... W. M.,  
(No. N. or S.) (No. E. or W.)

in the county of ..... The name of the ditch to be used is .....



8. The use to which the water is applied is Irrigation  
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
4 S	12 E	17	NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.0
		28	NW $\frac{1}{4}$ NW $\frac{1}{4}$	3.0

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? YES  
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? NO  
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. 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)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
MORTGAGE	Bill Cody	\$308,000

13. The use to which the water is to be applied is Irrigation  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
4 S	12 E	15	SW $\frac{1}{4}$ SW $\frac{1}{4}$	4.0

(If more space required, attach separate sheet)



RECEIVED

DEC 12 1980

WATER RESOURCES DEPT.  
SALEM, OREGON

## Application for Transfer of Water Right

RECEIVED

DEC 12 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

RECEIVED

JUN 9 1980

WATER RESOURCES DEPT.  
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Keith J. Obermaier

(Name of applicant)

of Route 1, Box 24

(Mailing address)

Tygh Valley

(City)

State of Oregon

97063

(Zip Code)

544-2184

(Phone number)

do hereby make application for change

Place of Use

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

1. Is the water right recorded in your name? No, Rock Cr. District Imp. Co.

(If not, give name)

2. Was your water right determined by Decree of Court? NO If so, give title of proceedings

(Yes or No)

number of certificate

3. Was your water right acquired by Water Right Permit? YES If so, give number

(Yes or No)

of permit 15519 Number of certificate 46367

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Rock Cr., Threemile Cr., N.E. Gate Cr., Rock Cr. Res.

5. What is the date of priority of your water right? 3-13-39

6. The authorized point of diversion is located ft. and ft. from the

(N. or S.)

(E. or W.)

corner of SEE REMARKS being within the 1/4 1/4 of Section Tp. R. W. M.,

(No. N. or S.) (No. E. or W.)

in the county of The name of the ditch used is

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located ft. and ft. from the

(N. or S.)

(E. or W.)

corner of being within the 1/4 1/4 of Section Tp. R. W. M.,

(No. N. or S.) (No. E. or W.)

in the county of The name of the ditch to be used is



8. The use to which the water is applied is Supplemental Irrigation  
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
4 S	12 E	17	NE¼ SE¼	1.0

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? YES  
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? NO  
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. 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)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
MORTGAGE	Bill Cody	\$308,000

13. The use to which the water is to be applied is Supplemental Irrigation  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
4 S	12 E	15	SW¼ SW¼	1.0

(If more space required, attach separate sheet)



14. Reasons for the proposed changes are Changing location of water as agreed in  
sales contract

15. Construction work will be completed on or before There is none needed

16. The water will be completely applied to the proposed use on or before 10-1-79

Remarks Points of diversion: SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 10 and NW $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 12, SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 21, T. 4S, R. 11E, W.M.; Rock Creek 1000 feet North and  
1200 feet East from the S $\frac{1}{4}$  corner Section 14, Threemile Creek 726 Feet South and 528  
feet West from the NE Corner, Section 10, 2550 feet North and 1250 feet East from the SW  
corner, Section 12, North Fork Gate Creek 1280 feet North and 1500 feet East from the Center  
Section 21

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE  
BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF  
USE, AS THE CASE MAY BE.

#### AFFIDAVIT OF APPLICANT

I, Keith J. Obermaier, 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 11<sup>th</sup> day of DECEMBER, 1978.

Keith J. Obermaier  
(Name of applicant)

Subscribed and sworn to before me this 11<sup>th</sup> day of DECEMBER, 1978.

[Notarial Seal]

Thos J. Ral

NOTARY PUBLIC FOR OREGON

My commission expires 3-18-80

THIS APPLICATION PREPARED BY:

Thos J. Ral  
FROM INFORMATION FURNISHED BY  
THE APPLICANT.



RECEIVED

JUN 3 1980

WATER RESOURCES DEPT  
SALEM, OREGON

T-4105

RECEIVED

JUN 10 1980

WATER RESOURCES DEPT  
SALEM, OREGON

## Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Leo E. Jilk (Name of applicant)  
 of Rt. 1 Box 5B (Mailing address), Wamic (City),  
 State of Oregon, 97063 (Zip Code), 544-2185 (Phone number), do hereby make application for change  
place of use  
 (In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? no, GATE & Rock Creek Ditch co.  
 (If not, give name)

2. Was your water right determined by Decree of Court? yes (Yes or No) If so, give title of proceedings  
White River number of certificate 7246

3. Was your water right acquired by Water Right Permit? no (Yes or No) If so, give number  
 of permit ..... Number of certificate .....

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Rock & Gate Creeks

5. What is the date of priority of your water right? 1875

6. The authorized point of diversion is located ..... ft. (N. or S.) and ..... ft. (E. or W.) from the .....  
 corner of ..... being within the .....  $\frac{1}{4}$  .....  $\frac{1}{4}$  of Section ..... Tp. ..... R. ..... W. M.,  
 (No. N. or S.) (No. E. or W.)  
 in the county of Wasco The name of the ditch used is Gate & Rock Cr. Ditches

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located ..... ft. (N. or S.) and ..... ft. (E. or W.) from the .....  
 corner of ..... being within the .....  $\frac{1}{4}$  .....  $\frac{1}{4}$  of Section ..... Tp. ..... R. ..... W. M.,  
 (No. N. or S.) (No. E. or W.)  
 in the county of ..... The name of the ditch to be used is .....



8. The use to which the water is applied is .....  
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? .....  
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? .....  
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? .....  
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is Irr. Stock & Domestic .....  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
45	12 E.	15	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	4.0

(If more space required, attach separate sheet)



14. Reasons for the proposed changes are .....

15. Construction work will be completed on or before 10/1/80

16. The water will be completely applied to the proposed use on or before .....

Remarks .....

**NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.**

**AFFIDAVIT OF APPLICANT**

I, Leo E. Jilk, 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 8th day of May, 1980

Leo E. Jilk  
(Name of applicant)

Subscribed and sworn to before me this 8th day of May, 1980

Nita L. Woodcock  
NOTARY PUBLIC FOR OREGON

[Notarial Seal]



My commission expires Sept. 28, 1983



RECEIVED  
JAN 15 1981  
WATER RESOURCES DEPT  
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN  
place of use of water from Rock and Gate Creeks

PURSUANT TO TRANSFER APPLICATION NO. 4105

I, Keith Obermaier, 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 Jan 12, 1981.

Jan 12, 1981  
Date

Keith J Obermaier  
Signature

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