

4174

Name W.C. Rivers  
 By La Tumalo Irrigation Dist.  
 Address 64697 Cook Ave  
Bend, Or 97701

Change in P.O.U.  
 Date filed March 16, 1979  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 11-14-79 Vol. 32, page 496  
 Date for application of water 10-1-81  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

## DESCRIPTION OF WATER RIGHT

Name of stream Tumalo Creek, et al  
 Trib. of \_\_\_\_\_ County of Deschutes  
 Use irrigation  
 Quantity of water \_\_\_\_\_ No. of acres 2.5  
 Name of ditch \_\_\_\_\_  
 Date of priority Sept. 1900  
 In name of Tumalo Irr. Dist. <sup>Tob. under the name of</sup> Columbia Southern Irr. Co.  
Tumalo Creek Adjudication, Vol. 1, page 139  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 31410 <sup>SPH</sup> primary  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

## FEES PAID

| Date           | Amount     | Receipt No. |
|----------------|------------|-------------|
| <u>3-16-79</u> | <u>30-</u> | <u>9692</u> |
| TOTAL . . .    |            |             |
|                | Cert. Fee  |             |

## FEES REFUNDED

| Date | Amount | Check No. |
|------|--------|-----------|
|      |        |           |

Cert. No. 26050 supplemental  
 " " 26051 "  
 " " 31412 "  
 Permit # 27841 "

## REMARKS

Surveyed 9/12/85 (Smith)

CARD FOR C. NOV. 4, 1980

|           |                              |
|-----------|------------------------------|
| W.R.I.S.  |                              |
| Assembled | <u>7-25-85</u> <u>W.S.M.</u> |
| Entered   | _____ by _____               |
| Verified  | _____ by _____               |

TO BE ENTERED WHERE CHECKED

| INDEX CARDS:                        |                    | Entered     | Checked |
|-------------------------------------|--------------------|-------------|---------|
| <input checked="" type="checkbox"/> | Name               | <u>W.C.</u> | _____   |
| <input checked="" type="checkbox"/> | Stream             | <u>W.C.</u> | _____   |
| <input checked="" type="checkbox"/> | Pt. of Div.        | <u>W.C.</u> | _____   |
| <input checked="" type="checkbox"/> | Calendar           | <u>W.C.</u> | _____   |
| <input checked="" type="checkbox"/> | CHECKED TO RECORDS |             |         |
| <input checked="" type="checkbox"/> | Twp. & Rge.        | <u>5226</u> | _____   |
| <input checked="" type="checkbox"/> | Decree-vault       | <u>5226</u> | _____   |
| <input checked="" type="checkbox"/> | Decree-safe        | <u>5226</u> | _____   |
| <input checked="" type="checkbox"/> | Cert. of W/R       | <u>5226</u> | _____   |
| <input checked="" type="checkbox"/> | Per. Folder        | _____       | _____   |
| <input checked="" type="checkbox"/> | Chainindex         | _____       | _____   |
| <input checked="" type="checkbox"/> | Cross Ref.         | _____       | _____   |
| <input checked="" type="checkbox"/> | Power Claim        | _____       | _____   |
| <input checked="" type="checkbox"/> | Abstracts          | <u>W.C.</u> | _____   |



50

10

23

317

296

318

330

112

37

271

349

385

24

322

314

365

210

385

198

322

154

335

20.0 AC Permit water

385

26

409

334

379

341

362

25

250

272

388

351

231

06

120

CANAL

SOUTHERN

68

238

47

35

36

40

190

220

111

Dry rye

Sage

Dry rye

Dry rye

Being cleared

Dry rye

Dry rye

Dry rye

Dry rocky rye

Sage

Steep and

Dry

36

RECEIVED  
MAR 30 1979  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
MAR 16 1979  
WATER RESOURCES DEPT  
SALEM, OREGON

13-7-4



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION)  
OF W. C. RIVERS (TUMALO )  
IRRIGATION DISTRICT) FOR )  
APPROVAL OF A CHANGE IN PLACE OF)  
USE OF WATER \_ \_ \_ \_ \_ )

ORDER APPROVING  
TRANSFER NO. 4174

On March 16, 1979, an application was filed in the office of the Water Resources Director by W. C. Rivers 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.

By Decree of the Circuit Court for Crook County, Oregon, entered May 1, 1911, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Tumalo Creek, a tributary of Deschutes River, a water right was allowed in the name of Columbia Southern Irrigation Company, tabulated at page 139, Volume 1, for irrigation of, among other lands, a certain 2.5 acres in the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 24, Township 16 South, Range 11 East, W. M., with a date of priority of September, 1900, as now described by certificate issued in the name of Tumalo Irrigation District and recorded at page 31410, Volume 23, State Record of Water Right Certificates.

These lands also have supplemental rights evidenced by certificate recorded at page 31412, Volume 23, State Record of Water Right Certificates, to the use of water from Deschutes River, with a date of priority of 1905; certificate 26050, Volume 18, to the use of water from Tumalo Creek, Crater Creek, Little Crater Creek and three spring branches, with a date of priority of October 29, 1913; certificate 26051, Volume 18, to the use of waters of Crescent Lake Reservoir, with a date of priority of April 7, 1911; and permit No. 27841 for the use of waters of Crescent Lake Reservoir, with a priority date 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 a certain other 2.5 acres in the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 24, Township 16 South, Range 11 East, W. M.

The lands involved herein are within the boundaries of the Tumalo Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting held March 13, 1979.

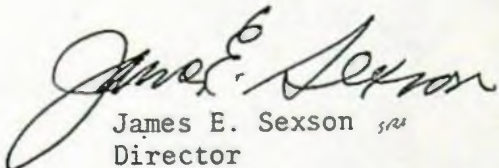
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

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, 1981.

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 14th day of November, 1979.

  
James E. Sexson *s/s*  
Director



T-4174

RECEIVED

MAR 16 1979

WATER RESOURCES DEPT.  
SALEM, OREGON

RECEIVED

MAR 30 1979

WATER RESOURCES DEPT.  
SALEM, OREGON

# Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, W. C. Rivers / Tumalo Irrigation Dist.  
(Name of applicant)

of 64697 Cook Ave.  
(Mailing address), Bend  
(City)

State of Oregon, 97701, 382-3053, do hereby make application for change  
(Zip Code) (Phone number)

in 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? yes  
(If not, give name)

2. Was your water right determined by Decree of Court?                      If so, give title of proceedings  
(Yes or No)

please see remarks number of certificate                     

3. Was your water right acquired by Water Right Permit?                      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 please see remarks

5. What is the date of priority of your water right? please see remarks

6. The authorized point of diversion is located                      ft.                      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 used is                     

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

7. The proposed point of diversion is located                      ft.                      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<br>North or South | Range<br>E. or W. of<br>Willamette Meridian | Section | from                    |                              |
|----------------------------|---|---------|-------------------------|------------------------------|
|                            |   |         | List 1/4-1/4 of Section | Number Acres To Be Irrigated |
| 16S                        | 11E   | 24      | NE 1/4 SE 1/4           | 2.5 AC. <i>Bruckers</i>      |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |

(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 Mortgage: \$14,496.71  
(Answer yes or No)

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

| NATURE OF ENCUMBRANCE                             | HELD BY | AMOUNT |
|---|---------|--------|
| <i>Please see attached sheet for<br/>mortgage</i> |         |        |

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<br>North or South | Range<br>E. or W. of<br>Willamette Meridian | Section | to                      |                              |
|----------------------------|---|---------|-------------------------|------------------------------|
|                            |   |         | List 1/4-1/4 of Section | Number Acres To Be Irrigated |
| 16S                        | 11E   | 24      | NE 1/4 SE 1/4           | 2.5 AC. <i>Knowles</i>       |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |
|                            |   |         |                         |                              |

(If more space required, attach separate sheet)



June 1, 1907  
Clarence Starnes

| NE  |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | APPLICATION<br>NUMBER | PERMIT<br>NUMBER | CERTIFICATE<br>NUMBER |
|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----------------------|------------------|-----------------------|
| NE  | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |                       |                  |                       |
| ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |                       |                  |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | S-210                 | V.20.P.13        |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | M-20!                 | V.20.P.4         |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | M-201                 | V.20.P.4         |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | T-2502                | X.21.P.55        |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | T-2502                | X.21.P.55        |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | T-2929                | X.27.P.136       |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | T-2929                | X.27.P.136       |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | T-2929                | X.27.P.136       |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | T-                    | (out)            |                       |
|   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | T-                    | (in)             |                       |

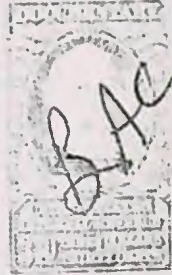


WARRANTY DEED

HAROLD M. PETERSON and DELPHA L. PETERSON, husband and wife,  
hereinafter called grantor  
convey.....to ARTHUR W. MASTRUD and BEATRICE M. MASTRUD, husband and  
all that <sup>WIFE</sup> real property situated in Deschutes County, State of Oregon, described as:

The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) of  
Section Twenty-four (24), Township Sixteen (16) South,  
Range Eleven (11) East of the Willamette Meridian,

T#  
4174  
deed of record



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JUN 7 1979  
WATER RESOURCES DEPT.  
SALEM, OREGON

and covenant ..... that grantor is the owner of the above described property free of all encum-  
brances save and except Reservations in Patents and Easements of record, and no other  
exceptions,

and will warrant and defend the same against all persons who may lawfully claim the same, ex-  
cept as shown above.  
DATED this 25 Day of August 1966.

WASHINGTON  
STATE OF OREGON } ss  
County of Deschutes LEWIS

Harold M. Peterson  
Harold M. Peterson  
Delpha L. Peterson  
Delpha L. Peterson

August 25<sup>th</sup>, 1966.  
Personally appeared the above-named  
Harold M. Peterson and Delpha L. Peterson, husband and wife,  
and acknowledged the foregoing instrument to be their voluntary act. Before me:

Jean Magnuson  
Notary Public for Oregon  
My Commission Expires: 9-1-68

WARRANTY DEED

PETERSON, et ux

TO

MASTRUD, et ux

RECORD and RETURN TO

De Armond, Goodrich, Gray  
Fancher & Holmes  
Attorneys at Law  
1044 Bond St.  
Bend, Oregon

BEND ABSTRACT COMPANY  
1050 BOND STREET  
BEND, OREGON

1501

STATE OF OREGON } ss  
County of Deschutes

I certify that the within instrument  
was received for record on the 21<sup>st</sup> day  
of August 1966, at  
4:00 o'clock P. M. and recorded in  
Book 150 on Page 132  
Record of Deeds of said County.

Witness my hand and seal of County  
affixed.

Jean M. Magnuson  
County Clerk-Recorder

By: \_\_\_\_\_ Deputy.



Copy  
#14  
against loss or damage sustained by him by reason of the unmarketability of Seller's title or liens or encumbrances thereon excepting matters contained in usual printed exceptions in such title insurance policies and exceptions set forth in this agreement.

Buyer's Deed: Seller shall furnish to Buyer upon date of final payment by Buyer under this contract a good and sufficient warranty deed subject only to the exceptions contained in this agreement and any liens and encumbrances placed upon the premises by Buyer or suffered by Buyer.

Water Rights: Seller, at the time of entering this sale, is also selling the adjacent property described as the E 1/2 of the S 1/2 of the NE 1/4 of the SE 1/4 of Section 24, Township 16 S, Range 11 EWM to W. C. Rivers and Gladys Rivers, husband and wife. That Contract will also provide that Mr. and Mrs. Rivers will receive eight acres of Tumalo Irrigation District water rights. [At the present time it is impossible to tell exactly how the 16 acres of Tumalo Irrigation Water is adjudicated as between these two parcels.] However, Rivers have agreed that if the Tumalo Irrigation District shows an adjudication of water to the Rivers' land in excess of eight acres, they will take all steps required to transfer all additional water adjudicated to their acreage above eight acres to the Buyers under this Contract.

This transfer is conditioned upon the ability of Rivers to obtain necessary consents from all parties whose consent is required to permit such transfer.

Additionally, if the transfer to the Knowles' property cannot be affected, Rivers agree to transfer the excess water as above described to any parcel of land of Mr. and Mrs. Knowles' choice within one year of the date of closing, providing that the transaction between Seller and Knowles is completed and closed.

Costs: Seller shall pay for the title insurance policy and

-3-REAL ESTATE  
PURCHASE CONTRACT

LAW OFFICES OF  
MERRILL & O'SULLIVAN  
327 N.W. GREENWOOD  
BEND, OREGON 97701

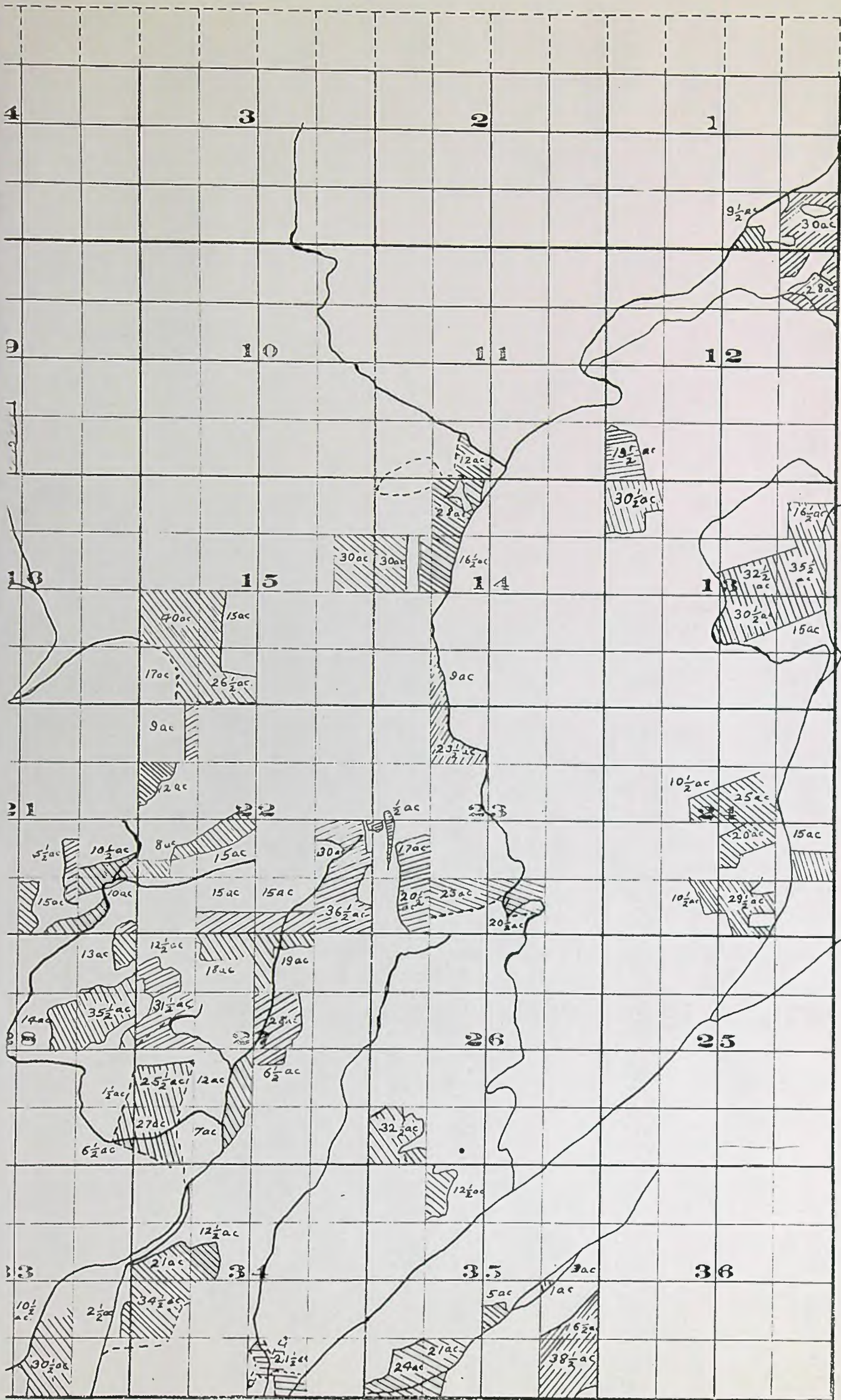
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MAR 16 1979

WATER RESOURCES DEPT.  
SALEM, OREGON



# Range 11 E.W.M.



FROM OFFICE OF THE STATE ENGINEER, SALEM, OREGON

Tumalo Creek Adjudication



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

due to land sales contract - excess water and will be used .....

beneficially .....

*see sheet attached*

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

16. The water will be completely applied to the proposed use on or before on States approval  
on or before October 1980

Remarks Primary Rights: Certificate 31410

September 1900 priority

by decree of Circuit Court, entered May 1, 1911

tabulated under the name Columbia Southern Irrigation Co.

Date of Boards Approval: March 13, 1979

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, W.C. Rivers, 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 7 day of March, 1979

x

*Elston L. Rivers DVM*  
(Name of applicant)

Subscribed and sworn to before me this 7 day of March, 1979

[Notarial Seal]

*Morgan H. Ellison*  
NOTARY PUBLIC FOR OREGON

My commission expires March 28, 1981



## TUMALO CREEK

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. T000041741 PERMIT NO. 001139 CERTIF. NO. 0031410

NAME: W. C. RIVERS

ORIG. NO. C000314101 PREV. NO. C000314101 SUPER. NO.

ADDRESS: TID, 64697 COOK AVE

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

09

STREAM-ID 05 1980 1320

RIV.MI.

WM.DIST. 11

W.R.TYPE SC

STATUS V

CANCEL YEAR---&gt;

CONSTR.COMPLT---&gt; 10 01 1981

YR.LAST USED-----&gt; —

NEXT ACTION DUE---&gt; —

PRIORITY-----&gt; 09 30 1900

PUT TO USE-----&gt; 10 01 1981

LAST TRANS.DATE---&gt; —

LAST TRANS.TYPE---&gt; —

APPLICATION---&gt; 03 16 1979

SURVEYED-----&gt;

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

RECORDING FEE-----&gt; 10.00

PERMIT ISSUE---&gt; 11 14 1979

CONCURRENCE-----&gt;

CYCLE STATUS-----&gt; —

REPORTED FLAG-----&gt; —

CONSTR.STRT---&gt; 11 14 1979

CERTIFIED-----&gt;

CORRES.INIT-----&gt; —

CORRES.DATE-----&gt; —

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

05 1980 1320

RIV.MI.

RATE

STATUS S OR P

V

P

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

\*\*\* CHANGES FOR PART OF TUMALO I. D. -----

\*\*\* C-31410, TAB IN NAME OF COLUMBIA -----

\*\*\* SOUTHERN IRR. CO. -----

\*\*\* -----

\*\*\* SUPP. RIGHTS UNDER C-31412, 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 29 D A 09 IR 100 2.50

V

P

V.F.I.S.

APPROVED 4-25-85, SOK

EXAMINED \_\_\_\_\_

VERIFIED \_\_\_\_\_



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

WF T-0982-01

\*\*\* 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 41742 PERMIT NO. 019628 CERTIF. NO. 0026050

NAME: W. C. RIVERS

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

ADDRESS: TID, 64697 COOK AVE

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. COMPLY--> 10 01 1981

YR. LAST USED-----> \_\_\_\_\_

NEXT ACTION DUE--> \_\_\_\_\_

PRIORITY-----> 10 29 1913

PUT TO USE-----> 10 01 1981

LAST TRANS. DATE--> \_\_\_\_\_

LAST TRANS. TYPE--> \_\_\_\_\_

APPLICATION--> 03 16 1979

SURVEYED-----> \_\_\_\_\_

EXAM. FEE-----> 20.00

RECORDING FEE-----> 10.00

PERMIT ISSUE--> 11 14 1979

CONCURRENCE-----> \_\_\_\_\_

CYCLE STATUS-----> \_\_\_\_\_

REPORTED FLAG-----> \_\_\_\_\_

CONSTR. STRT.--> 11 14 1979

CERTIFIED-----> \_\_\_\_\_

CORRES. INIT.-----> \_\_\_\_\_

CORRES. DATE-----> \_\_\_\_\_

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

RIV. MI.

RATE

STATUS S OR P

170S 110E 23 A C 05 1980 1320

0.050

V

S

180S 100E 02 D B 05 1980 1320

V

170S 090E 31 C A

V

D B

V

D D

V

180S 090E 02 B D

V

PLACE-OF-USE DATA:  
 TWP/SP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS

S OR P

160S 110E 24 D A 09 IR 100 2.50

V

S

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

\*\* CHANGES POUL PART OF TUMALO I. D. C-26050.

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

\*\* 27841, - - - - -

\*\* - - - - -

\*\* - - - - -

\*\* - - - - -

\*\* - - - - -

W.R. I. S.

Approved 4-25-85 J. SRA

Entered \_\_\_\_\_

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

0.020



DESCHUTES RIVER

W T-0982-C1

\*\*\* OREGON WATER RESOURCES DEPARTMENT \*\*\*  
\*\*\* WATER RIGHTS DIVISION \*\*\*

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

\*\*\* WATER RIGHT DATA INPUT FORM \*\*\*

WATER RIGHT NO. T0000 *1773* PERMIT NO. 009493 CERTIF. NO. 0031412

NAME: *W.C. RIVERS*

ORIG. NO. C000313121 PREV. NO. C000314121 SUPER. NO.

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---> *10 01 1981*

YR.LAST USED----->

NEXT ACTION DUE--->

PRIORITY-----> 12 31 1905

PUT TO USE-----> *10 01 1981*

LAST TRANS.DATE--->

LAST TRANS.TYPE--->

APPLICATION---> *03 16 1979*

SURVEYED----->

EXAM.FEE----->

RECORDING FEE----->

PERMIT ISSUE---> *11 14 1979*

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT---> *11 14 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

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

*0.004*

V

S

\*\*--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 % CNSMTV ACRES STATUS S OR P

*1605 110E 24 DA* 09 IR 100 2.50

V

S

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\*\*-----  
\*\*-----

W.R.I.S.

Approved *7-25-85* by *SOD*

Entered *87*

Verified *by*

*2.0015*



## CRESCENT LAKE RES

UR T-0982-01

\*\*\* 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 #1744 PERMIT NO. 000624 CERTIF. NO. 0026501  
ORIG. NO. A000013431 PREV. NO. A00013431 SUPER. NO.

NAME: W. C. RIVERS

ADDRESS: TID, 64697 COOK AVE

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

09

STREAM-ID 05 1980 1450 0260 080

RIV. MI.

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

CANCEL YEAR----&gt;

CONSTR. COMPLT--&gt; 10 01 1981

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

NEXT ACTION DUE--&gt;

PRIORITY-----&gt; 04 07 1911

PUT TO USE-----&gt; 10 01 1981

LAST TRANS. DATE--&gt;

LAST TRANS. TYPE--&gt;

APPLICATION--&gt; 03 16 1979

SURVEYED-----&gt;

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

RECORDING FEE-----&gt;

10.00

PERMIT ISSUE--&gt; 11 14 1979

CONCURRENCE-----&gt;

CYCLE STATUS-----&gt;

REPORTED FLAG-----&gt;

CONSTR. STRT.--&gt; 11 14 1979

CERTIFIED-----&gt;

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

CORRES. DATE-----&gt;

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

RIV. MI. RATE

STATUS S OR P

240S 060E 11 C D 05 1980 1450 0260 080

V S

240S 060E 11 D C 05 1980 1450 0260 080

V S

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

\*\* SUPP. IR. CHANGES. POLL PART OF TUMALO

\*\* I. D. C-26051. OTHER SUPP RIGHTS UNDER

\*\* C-26050, C-31412, P-27841.

PLACE-OF-USE DATA:  
TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS S OR P

160S 110E 24 D A 09 IR 100 2.50

V S

W.R.I.S.

Assembled 7-25-85 by SDH

Entered by

Verified by



T-4174

**RECEIVED**

MAR 16 1979

WATER RESOURCES DEPT.  
SALEM, OREGON

Owner: Dr. W. C. Rivers  
Peter Knowles

Deschutes County Tax lot 1200: 20 acres (10 acres each)

Section 24, Township 16, Range 11 EWM  
S $\frac{1}{2}$  of NE $\frac{1}{4}$

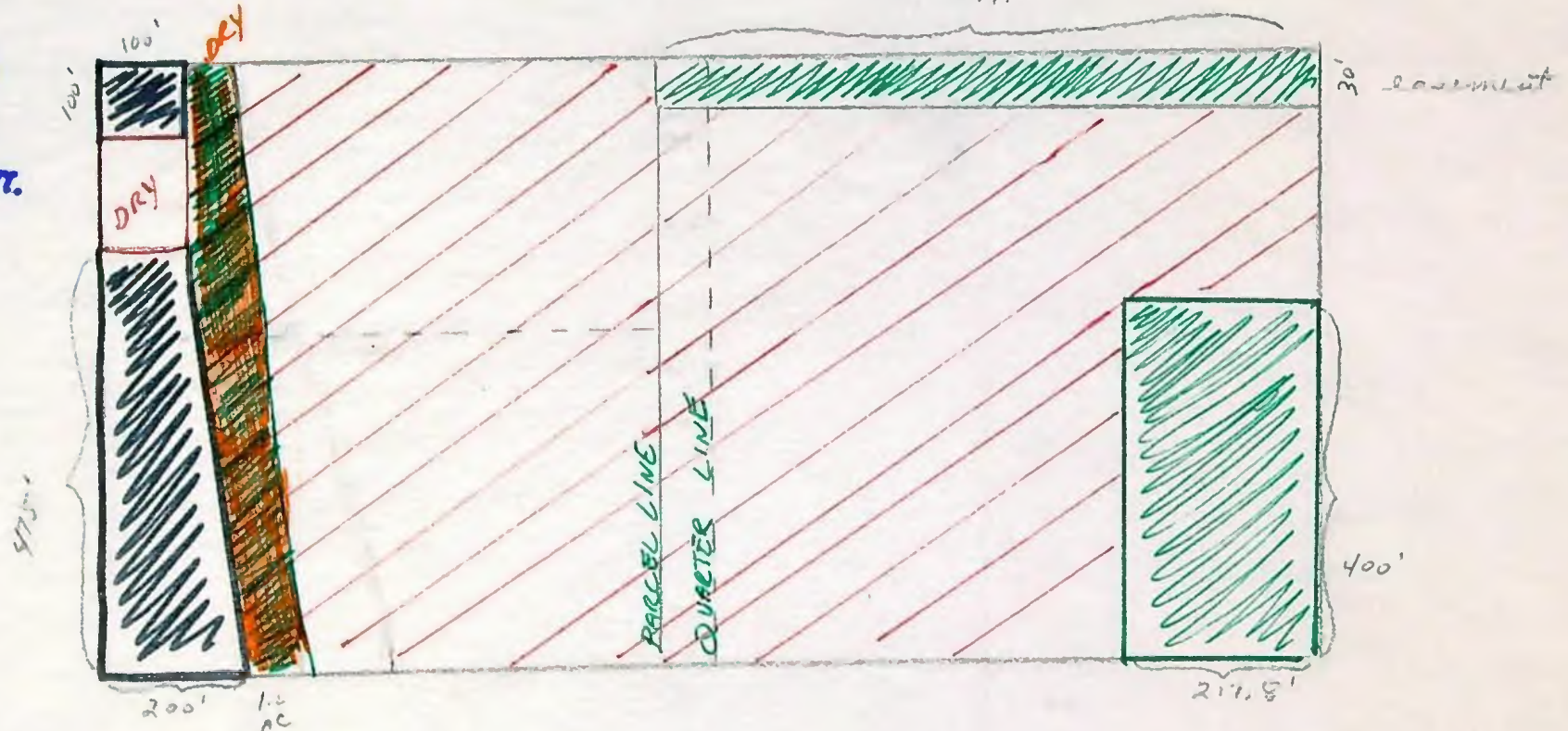
16 acres adjudicated; moving water placement so that each parcel will have 8 acres  
according to sales agreement between seller and buyers

726,71

**RECEIVED**

MAR 30 1979

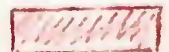
WATER RESOURCES DEPT.  
SALEM, OREGON



Water being placed on land belonging to Peter Knowles: 2 $\frac{1}{2}$  acres



Water being removed from Dr. Rivers' property: 2 acres parcel and 1/2 acre easement



Already adjudicated: 10 acres





## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

November 16, 1979

W. C. Rivers  
c/o Tumalo Irrigation District  
64695 Cook Avenue  
Bend, Oregon 97701

RE: File No. T-4174

Dear M. Rivers:

Enclosed is a certified copy of the order of the Water Resources Director approving water right transfer application No. 4174 for a change in place of use of water from Tumalo Creek, et. al.

The time in which to accomplish completion of the works and beneficial use of the water to the extent intended, as authorized by the order, expires October 1, 1981. A form for reporting such completion of works and use of water is enclosed for your convenience.

You should give particular attention to the time limit for carrying out the change authorized by the enclosed order. The water right for any portion of an authorized change in use therefore made or change in place of use NOT carried out within the time allowed, or within an extension thereof, will be lost. An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change within the time allowed.

Sincerely,

Samuel R. Allison  
Supervisor  
Transfer Section

SRA:lcj  
cc: Robert F. Main, Jr., Watermaster

C O P Y



RECEIVED

DEC 2 1981

WATER RESOURCES DEPT  
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use of water from Tumalo Creek, et al

PURSUANT TO TRANSFER APPLICATION NO. 4174

I, PETER W. KNOWLES 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 July 1st, 19 81

Nov. 9 1981  
Date

Peter W. Knowles  
Signature

OK  
Lgy

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





*Water Resources Department*

MILL CREEK OFFICE PARK

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

RECEIVED

OCT 24 1979

WATER RESOURCES DEPT

SALEM, OREGON

PHONE 378-3066

June 20, 1979

Jeannine Brown  
Tumalo Irrigation District  
64697 Cook Avenue  
Bend, Oregon 97701

RE: File No. T-4174

Dear Ms. Brown:

We received your letter dated June 5, 1979, advising that the supplemental rights are to be transferred along with the primary right as proposed by transfer application No. 4174. The copy of the deed conveying certain property to Arthur W. and Beatrice M. Mastrud was also received.

The statement signed by Beatrice M. Mastrud received in March of 1979, indicates that they are in agreement with the transfer of water rights for 2.0 acres and that they are the mortgage holder. A print of this statement is enclosed.

If Mr. and Mrs. Mastrud are the legal owners of the property and it is intended to transfer the rights for 2.5 acres, as noted on the transfer application, we will need another statement signed by Beatrice M. Mastrud advising that they are the legal owners of the property involved and that they are in agreement with the transfer of the rights for 2.5 acres as proposed by transfer application No. 4174.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj

*statement attached*



TUMALO IRRIGATION DISTRICT

64697 COOK AVE.  
BEND, OREGON 97701

Phone 382-3053

RECEIVED

OCT 24 1979

WATER RESOURCES DEPT

SALEM, OREGON

Date June 27, 1979

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

Attn: Mr. W. Overcash

In regards to the transfer of 2 1/2 acres of water from; Sub 1 1200

I do know of this transfer and give my approval as mortgage holder.

Sincerely,

Beatrice M. Mastred } I have power of Attorney  
Signature } to sign for my husband.  
Arthur W. Mastred

P.O. Box 47 - Netarts, Ore. 97143  
Address

503-842-5477  
Phone #



TUMALO IRRIGATION DISTRICT

64697 COOK AVE.  
BEND, OREGON 97701  
Phone 382-3053

RECEIVED

AUG 1 - 1979

WATER RESOURCES DEPT  
SALEM, OREGON

July 27, 1979

Mr. Wayne Overcash  
Water Resources Department  
555 13th Street N. E.  
Salem, Oregon 97310

Dear Mr. Overcash:

We would like to request at this time that all of the pending applications being held for the Tumalo Irrigation District be held until September 10, 1979, or until such time as we can provide the additional required documents for completion prior to that date. We have received recent letters from your office stating that two of the applications being held would be closed unless responses were received soon.

We are experiencing a critical period in personnel function and although we are scheduled to have additional office and administrative assistance on Board by September, this does not relieve the paperwork required to complete the backlog of transfer applications due to the degree of training necessary for preparation. If you could bear with us for this next month and a half, I am devoting from August 15 through September 10 entirely to transfer work and hope to clear up all pending applications submitted by that time. Mrs. Brown has not been with us since June 15. You may address all future correspondence to my attention.

Following is a summation, from our records, of the status of pending transfer applications:

#3307 Jack Vogt to Terrill, Hoisington, Larson

In process of voiding pending amended application of #3954.

#3954 Wall Investment Co.

Amended application to be processed (in process).

#3872 Marian Allen Cook to Various

Signature required from ex-husband, Lawrence Allen, of Texas; cooperation not forthcoming at this time. Sale is pending on property in our District which he owns and we have requested his signature to clear the water rights before we will affirm water rights with the title company or approve a county partition for division of the land. As his sale is pending in September, we hope to have this resolved at that time. All work is complete and his signature only is necessary to forward these documents to you.



August 27, 1979

#2666 Martin Winch

Mr. Winch is in the process of completing the required paperwork. He has been in contact with our office and appears to be ready to forward completion documents to you.

#4051 Koehler/Hayes

Ownership documents to be researched and submitted. possibility of amendment of a previous transfer to correct legal description.

#4121 Garside/Mills/Martin

Correction of maps and confirmation of ownership documents; it now appears there may have been another owner at the time of transfer request.

#4124 Willock/McGuire

Copy of deed needed; have been unable to obtain deed through owner or title company, may require search of county records.

#4136 Johnson/Taylor

Release statement from legal owners; copy of deed of ownership. Investigate interest by George Webb in this property.

#4174 Knowles/Rivers

Need statement from Mr. and Mrs. Mastrud advising they release their interest, as legal owners (formerly signed statement as mortgage holders, but title cleared).

#4181 Kohler/Stafford/Bricken

Require statement from Ray Benzal of being agreeable to change in water rights; requires current ownership document.

#4194 R. Coats to R. Coats

Sent statement from District Manager 7/13/79 that prior transfer #2559 effecting current transfer #4194 had been irrigated in 1972.

#4204 Suffridge, et al

Priority rights to be reviewed and remapped.

#4235 Vogt/R. Olson

Need deed from Jack Vogt.

#4237 Vogt/Horseshoe Acres

Map proportions not correct. Maps did not take into account all prior transfers. Priorities to be reviewed and remapped.

#4222 Gungura/Davis, M. & G.

Research priority rights and remap.



Mr. Wayne Overcash  
Page 3  
August 27, 1979

Additional transfers received for processing, not submitted:

R. Thomson to W. Moore

D. Harris to B. Hoover

McNeil to Turner

Vogt/Schlicting

Boone & Stevens to Hitt & Flory

Yancy to McIntosh

Vogt to Hurlburt

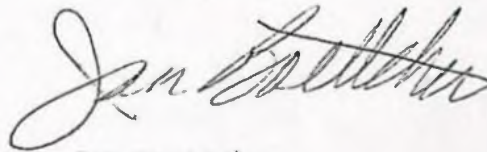
Oliver and Mary Fraser

Hopefully, the bulk of the above new transfers will also be able to be processed during the period of concentrated effort.

Thank you for your cooperation.

Sincerely,

TUMALO IRRIGATION DISTRICT

A handwritten signature in cursive script, appearing to read "Jan Boettcher".

Jan Boettcher  
Office Manager

P.S. If there are any other pending applications not listed, would appreciate your response regarding them.



**TUMALO IRRIGATION DISTRICT**

64697 COOK AVE.  
BEND, OREGON 97701  
Phone 382-3053

**RECEIVED**  
JUN 7 1979  
WATER RESOURCES DEPT.  
SALEM, OREGON

6/5/79

Water Resources Dept.  
Mill Creek Office Park  
555 13th ST. NE  
Salem, OR 97310

Dear Mr. Overcash,

In regards to T# 4174 please add to this transfer any supplemental rights to be transferred along with the primary rights.

Also, enclosed is a print of deed of record and we already have submitted their approval form for this transfer.

If any further questions, please advise. Thank you.

J. Brown





## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

May 8, 1979

Jan Boettcher, Office Manager  
Tumalo Irrigation District  
64697 Cook Avenue  
Bend, Oregon 97701

RE: File No. T-4174

Dear Ms. Boettcher:

On March 30, 1979, we received amended transfer application No. 4174 in the name of W. C. Rivers and supporting maps along with your letter of March 28, 1979.

I neglected to mention in my previous correspondence that, in addition to the primary right described by certificate 31410, the supplemental rights described by certificates 26050, 26051 and 31412 and permit No. 27841 are also appurtenant to the area to be divested of the primary right as proposed by transfer application No. 4174.

Since a supplemental right cannot exist without a valid primary right, it will be necessary to clear our records of the supplemental rights or transfer them with the primary right. If it is intended to transfer the supplemental rights with the primary right, I can add that information to the application upon receipt of your written authorization.

As mentioned in my previous correspondence, it will be necessary to submit a print of the deed showing current ownership of the property from which it is intended to transfer the water right.

You are certainly welcome to visit our office here in Salem. I believe there would be some benefit in your viewing of the processing of applications filed from your District. If you should decide to visit our office, please advise us of the date you expect to be in Salem.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj



TUMALO IRRIGATION DISTRICT

64697 COOK AVE.  
BEND, OREGON 97701  
Phone 382-3053

RECEIVED

MAR 30 1979

WATER RESOURCES DEPT.  
SALEM, OREGON

March 28, 1979

Mr. Wayne Overcash  
Water Resources Department  
555 13th Street N. E.  
Salem, Oregon 97310

Dear Mr. Overcash:

I am resubmitting the transfer T-4174 (Rivers/Knowles) originally submitted to you March 15 and returned to us under cover of your letter of March 27.

In reviewing the primary certificates, I find that the information on the original application was for the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of the referenced section and it is therefore incorrect. The information your letter provided is correct according to our copy of certificate #31410 and the remarks have been corrected accordingly.

I contacted the parties involved in the transfer and find that there is a mortgage in the amount indicated by the Mastruds in their letter authorizing the transfer to take place and have therefore changed the response to item 11 on the application to comply with that information. We apologize for the inconvenience caused you by the application not being more substantially verified before being submitted to your office.

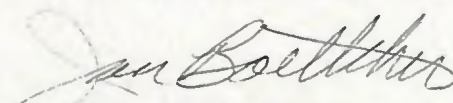
Just recently having come on board, I am in the process of changing the accounting and other office procedures and will handle all transfers myself as of June. In the meantime, Mrs. Brown will be remaining with us on a part-time basis and I will attempt to work with her a little more closely on the items leaving our office to avoid work duplication by your staff.

We have ordered a planometer and are revising our entire transfer procedure to more effectively accomplish the work to be done. Both the Board and myself are aware that changes are needed in our transfer policies and we are taking steps now to make these changes. Your patience in the meantime is very much appreciated.

If it could promote our effectiveness, I would come to Salem to spend a few hours with your staff viewing the processes there. As a matter of fact, I have contacted other office managers of the various irrigation districts here in Central Oregon and we are having our first group meeting tomorrow night and plan to form some type of group. There may be others that would be interested in a field trip to the Water Resources Department and perhaps to attend some of the hearings regarding State Water Laws which I understand will be coming up in this legislative session. Perhaps you have some thoughts on this matter.

Sincerely,

TUMALO IRRIGATION DISTRICT



Jan Boettcher  
Office Manager



## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

March 27, 1979

Jeannine Brown  
Tumalo Irrigation District  
64697 Cook Avenue  
Bend, Oregon 97701

RE: File No. T-4174

Dear Ms. Brown:

The water right transfer application in the name of W. C. Rivers for approval of a change in place of use of water within Tumalo Irrigation District, together with supporting data and fees of \$30, was received on March 16, 1979. Our receipt No. 9692 is enclosed.

According to our records, the area from which it is intended to transfer the water right is covered by the primary right described by certificate 31410, with a priority date of September, 1900, being originally allowed by decree of Circuit Court entered May 1, 1911, tabulated under the name Columbia Southern Irrigation Company. Therefore, if the supporting map correctly represents the area involved, it will be necessary to amend the information in the remarks section of the application.

If there is a mortgage on the property, as indicated by the statement signed by Beatrice M. Mastrud, item No. 11 of the application should be corrected and item No. 12 completed.

It will be necessary to submit a print of the deed showing current ownership of the property from which it is intended to transfer the water right.

I am returning the transfer application and two supporting maps for completion. Please refer any correspondence to file No. T-4174.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj



TUMALO IRRIGATION DISTRICT

64697 COOK AVE.  
BEND, OREGON 97701

Phone 382-3053

RECEIVED

MAR 16 1979

WATER RESOURCES DEPT.  
SALEM, OREGON

Date Mar. 7-1979

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

Atten; Mr. W. Overcash

In regards to the transfer of 2 acres of water from; Lot #1 1200

I do know of this transfer and give my approval as mortgage holder.

Sincerely,

Beatrice M. Mastred { I have  
Signature power of Attorney  
Arthur W. Mastred (to sign for my husband.

P.O. Box 47 - Netarts, Ore. 97143  
Address

503-842-1577  
Phone #

Amt. now of mortgage 14,496.71.

My power of Attorney is registered in Deschutes Co. as well as Tillamook.