

4121

Name Stanley Garside
By Yuma Irrigation Dist
Address 64697 Cook Ave
Bend Or. 97701

Change in POV
Date filed January 10, 1979
Date of hearing _____
Place of hearing _____
Date of order 7-22-81 Vol. 35, page 50
Date for application of water 10-1-82
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 874
Name of ditch _____
Date of priority _____
In name of _____
Tumalo Creek Adjudication, Vol. 16, page 192
App. No. _____ Per. No. _____ Cert. No. 26508 primary
26050 P SRA
Certificate cancelled _____
Notation made on record by _____

FEEES PAID

Date	Amount	Receipt No.
<u>1-10-79</u>	<u>30-</u>	<u>8433</u>
TOTAL . . .		
	Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

Cert # 26050
" 26051
" 31412 } Supplemental
Permit # 27841

REMARKS

Surveyed 7/11/85 (Mills, Van Cleave, Martin)

W.R.I.S.

Assembled 7-11-85 by SDS

Entered _____ by _____

Verified _____ by _____

INDEX CARDS:

TO BE ENTERED WHERE CHECKED

NAME

Stream

Pt. of Div.

Calendar

CHECKED TO RECORDS

Twp. & Rge.

Decree-vault

Decree-safe

Cert. of W/R

Per. Folder

Chainindex

Cross Ref.

Power Claim

Abstracts

Entered

Checked

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

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

ORDER APPROVING
TRANSFER 4121

On January 10, 1979, an application was filed in the office of the Water Resources Director by Stanley Garside 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 Deschutes County, Oregon, entered August 27, 1958, 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 Deschutes County Municipal Improvement District (now Tumalo Irrigation District), tabulated in the name of Fred C. Shepard at page 192, Volume 16, for irrigation of, among other lands, a certain 6.74 acres in NW 1/4 NW 1/4, Section 17, Township 16 South, Range 12 East, WM, with a date of priority of June 1, 1907, as now described by certificate issued in the name of Tumalo Irrigation District and recorded at page 26508, Volume 18, State Record of Water Right Certificates.

Certificate of water right issued to Tumalo Irrigation District and recorded at page 26050, Volume 18, State Record of Water Right Certificates, describes a right to the use of not to exceed 136.0 cubic feet per second of water from Tumalo Creek, supplemented by the use of not to exceed 40.0 cubic feet per second from Crater Creek; not to exceed 34.0 cubic feet per second from Little Crater Creek; and not to exceed 1.0 cubic foot per second from three spring branches for irrigation of, among other lands, a certain 2.0 acres in NW 1/4 NW 1/4, Section 17, Township 16 South, Range 12 East, WM, with a date of priority of October 29, 1913.

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 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 3.74 acres in NW 1/4 SE 1/4 (Max Mills), 3.0 acres in NW 1/4 SE 1/4 (Charles Martin) and 2.0 acres in SW 1/4 NE 1/4 (S. VanCleave), all in Section 34, Township 16 South, Range 11 East, WM.

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 .

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

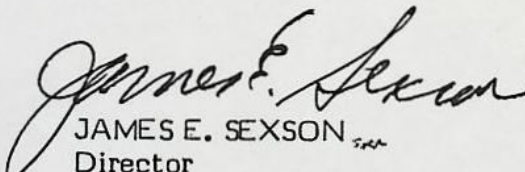
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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 complete application of water to beneficial use on the lands to which the water is transferred hereby, a certificate of water right shall be issued to Tumalo Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon this 22nd day of July, 1981.


JAMES E. SEXSON
Director

NOTE: The approval of a water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

5952A

TUMALO CREEK

WFT-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. T000041211 PERMIT NO. 016192 CERTIF. NO. 0026508
 ORIG. NO. C000265081 PREV. NO. C000265081 SUPER. NO.

NAME: STANLEY GARSIDE

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--->

CONSTR.COMPLT--> 10 01 1983

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 06 01 1907

PUT TO USE-----> 10 01 1983

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION---> 01 10 1979

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE----->

10.00

PERMIT ISSUE--> 07 22 1981

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> 07 22 1981

CERTIFIED----->

CORRES.INIT.----->

CORRES.DATE----->

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

05 1980 1320

RIV.MI.

RATE

STATUS S OR P

0.094

V

P

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

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

** C-26508 SUPP. RIGHTS UNDER C-31412, -----

** 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 34 D B 09 IR 100 6.74

V

P

** -----

** -----

** -----

** -----

W.R.I.S.

Approved 4-11-85 J. S. S.

Entered 6/1/85

Verified by

0.014

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

IIF T-0982-C1

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

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

WATER RIGHT NO. T0000 41212 PERMIT NO. 019628 CERTIF. NO. 0026050

NAME: STANLEY GARSIDE

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.COMPLT--> 10 01 1983

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 10 29 1913

PUT TO USE-----> 10 01 1983

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION--> 0110 1979

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE----->

10.00

PERMIT ISSUE--> 0722 1981

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> 0722 1981

CERTIFIED----->

CORRES.INIT.----->

CORRES.DATE----->

POINT-OF-DIVERSION DATA;
 TWNSP RNGE SECT QTR/QTR STREAM-ID
 170S 110E 23 A C 05 1980 1320
 180S 100E 02 D B 05 1980 1320
 170S 090E 31 C A

RIV.MI.

RATE

STATUS S OR P

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

V
 V
 V
 V
 V
 V

S P

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

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

*** 27841, - - - - -

*** - - - - -

*** - - - - -

*** - - - - -

*** - - - - -

180S 090E 02 B D
 PLACE-OF-USE DATA:
 TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P

180S 110E 34 D B 09 IR 100 6.74 V S

2.00 V P

V.R.I.S.

Assembled 7-11-85 by SKA

Entered by SKA

Verified by SKA

0.020

DESCHUTES RIVER

H# 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. T000041213 PERMIT NO. 009493 CERTIF. NO. 0031412
 ORIG. NO. C000313121 PREV. NO. C000314121 SUPER. NO.

NAME: STANLEY GARSIDE

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 1983

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1905

PUT TO USE-----> 10 01 1983

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION---> 01 10 1979

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE----->

10.00

PERMIT ISSUE--> 07 22 1981

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> 07 22 1981

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

V

S

 ** REMARKS: - - - - -
 ** DATED-->

** SUPP. IR. CHANGES POU PART OF TUMALO

** I. D. C-31412. OTHER SUPP. RIGHTS UNDER

** C-26050, C-26051, P-27841.

 PLACE-OF-USE DATA:
 TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P

1605 110E 34 D B 09 IR 100 6.74

V

S

2.00

W.R.I.S.

Approved 4-11-85 by SDA

Entered by

Verified by

2.0015

CRESCENT LAKE RES

W T-0982-C1

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

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

WATER RIGHT NO. T0000 41214 PERMIT NO. 000624 CERTIF. NO. 0026501

NAME: STANLEY GARSIDE

ORIG. NO. A000013431 PREV. NO. A00013431 SUPER. NO.

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--->

CONSTR. COMPLT---> 10 01 1983

YR. LAST USED----->

NEXT ACTION DUE--->

PRIORITY-----> 04 07 1911

PUT TO USE-----> 10 01 1983

LAST TRANS. DATE--->

LAST TRANS. TYPE--->

APPLICATION---> 01 10 1979

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE--->

10.00

PERMIT ISSUE---> 07 22 1981

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG--->

CONSTR. STRT.---> 07 22 1981

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

 POINT-OF-DIVERSION DATA;
 TWP/SP 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:

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

160S 110E 34 D B 09 IR 100 6.74

V

S

1 1 AC

2.00

W.R.I.S.

Approved 4-11-85 J. S. S. S.

Entered _____

Verified _____ by _____

RECEIVED

APR 16 1984

**WATER RESOURCES DEPT
SALEM, OREGON**

NOTICE OF COMPLETION OF CHANGE IN

PLACE OF USE OF IRRIGATION WATER RIGHT

PURSUANT TO TRANSFER APPLICATION NO. T-4121

I, Charles & Susan Martin, 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 7 - 20 -, 19 83

4 - 8 - 84

Date

Charles W. Martin

Signature

(Mail completed form to Tumalo Irrigation District,
64697 Cook Avenue, Bend, Oregon 97701)

Application for Extension of Time for Transfer of Water Right

RECEIVED
OCT 21 1982
WATER RESOURCES DEPT.
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Charles W. Martin, C/O TUMALO IRRIGATION DISTRICT
(Name of applicant)
of 64697 Cook Avenue, Bend,
(Mailing address) (City)
State of Oregon, 97701, 382-3053,
(Zip Code) (Phone number)

do hereby make application for an extension of time within which to complete
a change in: () point of diversion
(X) place of use
() use heretofore made of water

under the terms of an order of the Water Resources Director entered on
July 22, 19 81, approving transfer application No. T-4121,
in the name of Stanley Garside *.

The following has been accomplished toward completion of the
change within the time allowed, which expired on October 1, 19 82:

- 1) 3 acres of the land have been cleared and pond dug for \$530.00;
- 2) tractor purchased for \$850.00; 3) pump and pipe have been purchased for
- \$150.00; 4) we are now removing rock (job about 75% complete). We both work
at other jobs and were unable, in time and money, to plant and irrigate any
acreage this season.

(If for irrigation, how many acres, total, are now irrigated)

*If you are not the applicant named above, please explain your interest in
this matter. purchaser/transferee

10-21-82
\$20.00
#33336

Ext to 10-1-83
SRA

56/6

To fully complete the change, it will be necessary to accomplish the following: 1) finish removing rocks; 2) plow and level 3 acres; 3) install mainline, pump, and pipe from ditch to pond; 4) line pond with clay;
5) seed and irrigate.

I am unable to complete the change under the terms of the order, within the time allowed, because We are doing most of the work ourselves because of cost. Since I have never done farming I didn't realize how much work was involved, especially in rock removal. We started this summer, but then learned little by little that we weren't going to have time to finish the work and still have time for a crop to grow.

and request that the time for completion be extended to 10-1-83.

AFFIDAVIT OF APPLICANT

I, Charles W. Martin, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 30th day of September, 1982

Charles W. Martin

Subscribed and sworn to before me this 30th day of September, 1982

[Notarial Seal]

Sharon L. True

Notary Public for Oregon

My commission expires 10-21-83



MAIL COMPLETED APPLICATION AND FEE IN THE AMOUNT OF \$20.00

TO:

Water Resources Department
MILL CREEK OFFICE PARK
555 13th STREET N.E.
SALEM, OREGON 97310

RECEIVED

SEP 2 1982

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. 4121

I, L. Sherman Jandane, 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 8-30, 1981.

8-30-81
Date

L. Sherman Jandane
Signature

OK
Gin

(Mail to Tumalo Irrigation District, 64697 Cook Avenue, Bend, OR 97701)

TUMALO IRRIGATION DISTRICT

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

November 30, 1981

RECEIVED

DEC 2 1981

WATER RESOURCES DEPT
SALEM, OREGON

Sam Allison
Water Resources Dept.
555 13th St. NE
Salem, OR 97310

Re: T-4121, T-4174, T-4176, T-4193, T-4858, T-4051

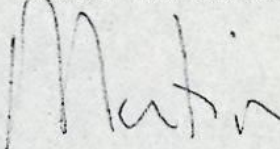
Dear Sam:

Enclosed please find one completion notice under each of the referenced transfers (respectively, Mills, Knowles, Knowles, Palmer, Pagel).

There are additional transferees under T-4121 and T-4858.

Very Truly Yours,

TUMALO IRRIGATION DISTRICT



Martin Winch

MW:st

Enclosures

P.S. Also, please find Application for Extension of Time for Edmund Hayes, Jr. and his check for \$20.00.

Martin

Erasedable Bond

25% COTTON FIBER

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. 4121

I, MAX E. MILLS, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by MAY 1, 1980

11-14-81

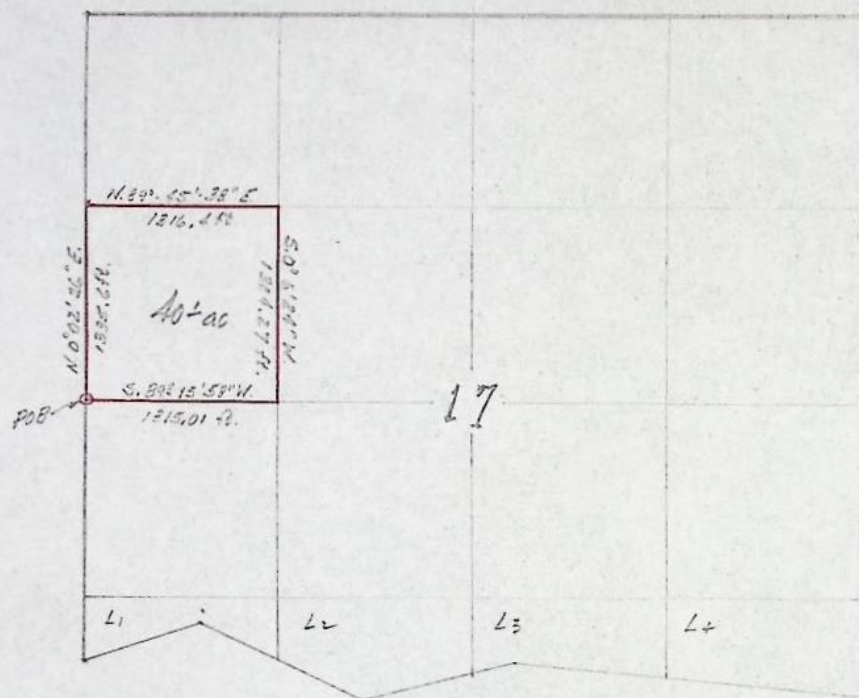
Date

[Signature]

Signature

(Mail to Tumalo Irrigation District, 64697 Cook Avenue, Bend, OR 97701)

T. 6 S., R. 12 E., W. M.



WARMSPRINGS INDIAN RESERVATION

RECEIVED RECEIVED

JAN 19 1979

FEB 8 1979

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

RECEIVED

JUN 2 1981

WATER RESOURCES DEPT.
SALEM, OREGON

T-4121

AMENDED

RECEIVED

JAN 10 1979

WATER RESOURCES DEPT.
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Stanley Garside / Tumalo Irrigation Dist.
(Name of applicant)

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

State of 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? No
(If not, give name)

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

Tumalo Creek Adjudication (6.74 ac) number of certificate see last pg.

3. Was your water right acquired by Water Right Permit? Yes (2.0 ac) If so, give number
(Yes or No)
of permit 19628 Number of certificate 26050

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 see last pg.

5. What is the date of priority of your water right? see last pg.

6. The authorized point of diversion is located ft. and ft. from the corner of
(N. or S.) (E. or W.)
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 corner of
(N. or S.) (E. or W.)
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 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	From List ¼-¼ of Section	Number Acres To Be Irrigated
16S	12E	17	NW¼NW¼	8.74 off
17S				(6.74 (-26508))
				(2.0 (-26050))

(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.? yes
(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 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	to List ¼-¼ of Section	Number Acres To Be Irrigated
16S	12E 11E	34	NW¼SE¼ (TL 904)	3.74 to Max Mills
16S	11E	34	NW¼SE¼ (TL 901)	3.0 to Charles Martin
16S	11E	34	SW¼NE¼ (TL 906)	2.0 to S. VanCleave

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are

That the Water will be more beneficially used

15. Construction work will be completed on or beforeno construction needed.....

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

RemarksPrimary Cert. # 26508 Fred Shepard June 1, 1907 31.2 ac. NW 1/4 Tumalo Cr.
Tributary of Deschutes River (3.74 and 3.0 acres only)

Supp. Cert. # 31412 Prior 1905 water of Deschutes River

26050 Oct. 29, 1918 Tumalo Cr. Crater Cr. Little Crater Cr- & Three
Springs Permit # 19628 (Primary, not supp., for 2.0 ac only)

26051 Apr. 7, 1911 Permit # 624 Crescent Lake Reservoir

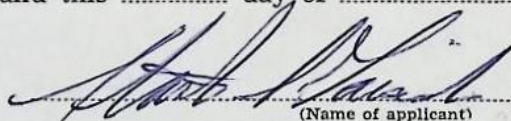
Permit 27841 (12/8/1961) Crescent Lk. Res. Prepared by;
Tumalo Irrigation Dist. Board of Directors approval; Oct. 11, 1977 Jeanine Brown
NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE
BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF
USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

Stanley Garside

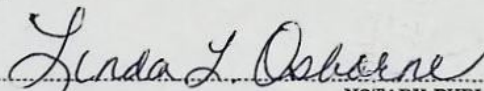
I,, the applicant herein, being
first duly sworn, depose and say that I have read the above and foregoing application for transfer of water
right; that I know the contents thereof and that the statements therein made are true and correct to the best
of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this day of, 19.....


(Name of applicant)

Subscribed and sworn to before me this 28th day of December, 1978

[Notarial Seal]


NOTARY PUBLIC FOR OREGON

My commission expires 2-16-82

TUMALO IRRIGATION DISTRICT

WATER RIGHTS SUMMARY

THIS TRANSACTION

ACRES
PRIMARY

ACRES
SUPPLEMENTAL

_____	_____	CERTIFICATE 31410 (Tumalo Creek Adjudication, decree 5/1/1911) Covers 1939.75 acres, all for primary irrigation. Recorded at Volume 23, Page 31410 and tabulated starting at Volume 1, Page 135, State Record of Water Right Certificates. Source: Tumalo Creek. Duty: .0143 cfs per acre up to 1.8 acre feet per acre to be measured within ½ mile, 4/15 to 10/15. Priority: 8/5/1900; 9/1900; 4/28/1905; 5/27/1907.
6.74	_____	CERTIFICATE 26508 (Tumalo Creek Adjudication, decree 8/27/1958) Covers 3058.05 acres, all for primary irrigation and domestic. Recorded at Volume 18, Page 26508 and tabulated starting at Volume 16, Page 188, State Record of Water Right Certificates. Source: Tumalo Creek and its tributaries from point of origin to confluence with Deschutes River. Duty: .0143 cfs per acre. Priority: 8/5/1900; 9/1900; 4/28/1905; 5/27/1907; 6/1/1907.
_____	8.74	CERTIFICATE 31412 (Tumalo Creek Adjudication, decree 2/10/1928) Covers 6483.9 acres, all for (supplemental ?) irrigation and storage. Recorded at Volume 23, Page 31412 and tabulated starting at Volume 1, Page 138, State Record of Water Right Certificates. Source: Deschutes River. Duty: .0015 cfs per acre up to 9.5 cfs, 4/1 to 11/1, and storage at Crescent Lake Reservoir. Priority: 1905.
_____	8.74	CERTIFICATE 26051 (Application 1343, Permit 624) Covers 6767.9 acres, all for supplemental irrigation. Recorded at Volume 18, Page 26051 and tabulated starting at Volume _____, Page _____, State Record of Water Right Certificates. Source: Crescent Lake Reservoir (construction under Permit R-102). Duty: varies by date 4/1 to 10/1, not to exceed 35,000 acre feet per irrigation season. Priority: 4/7/1911.
2.0	6.74	CERTIFICATE 26050 (Application 3263, Permit 19628) Covers primary irrigation of 1632.9 acres and supplemental irrigation of 5135.0 acres, and stock water. Recorded at Volume 18, Page 26050, State Record of Water Right Certificates. Source: Tumalo Creek, Crater Creek, Little Crater Creek and Three Spring Branches. Duty: varies by date (4/1 to 11/1, .0125, .0167, .0309, .0167, 10125 cfs per acre) up to 9.91 acre feet and up to 20 cfs for non-irrigation stock water deliveries. Priority: 10/29/1913.
_____	8.74	PERMIT 27841 (Application 37241) NOT CERTIFICATED; Due: 10/1/83) Covers supplemental irrigation of 7843.3 acres: 1198.8 acres with Permit 27840 as the primary right, and 6644.5 acres with Certificates 31410, 26508 and 26050 as the primary right. (actual certificated total = 6630.7). Source: Crescent Lake Reservoir (to be constructed under permit R-2744). Duty: difference between water available to covered lands under respective primary rights during irrigation season and 9.91 acre feet per acre per season at diversion, not to exceed 42,727 acre feet stored water per irrigation season. Priority: 12/8/1961.



STATE OF OREGON

INTEROFFICE MEMO

RECEIVED

JUL 1 1981

WATER RESOURCES DEPT
SALEM, OREGON

TO: TRANSFER SECTION, WATER RIGHTS DIVISION

DATE: 6/30/81

FROM: WATERMASTER, DISTRICT NO. 11
(signature) Bob Main

SUBJECT: Water Right Transfer Application 4121 for change in POU POD Use of water

In the name(s) of Stanley Garside / TID

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 NO inspection made
- old transferHeadgate 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
- ✓ (2) WHEN IN the judgment of the watermaster it becomes necessary

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

Contains
Recycled
Materials

81-125-1387

SP-75683-125

RECEIVED

JUN 22 1981

WATER RESOURCES DEPT.
SALEM, OREGON

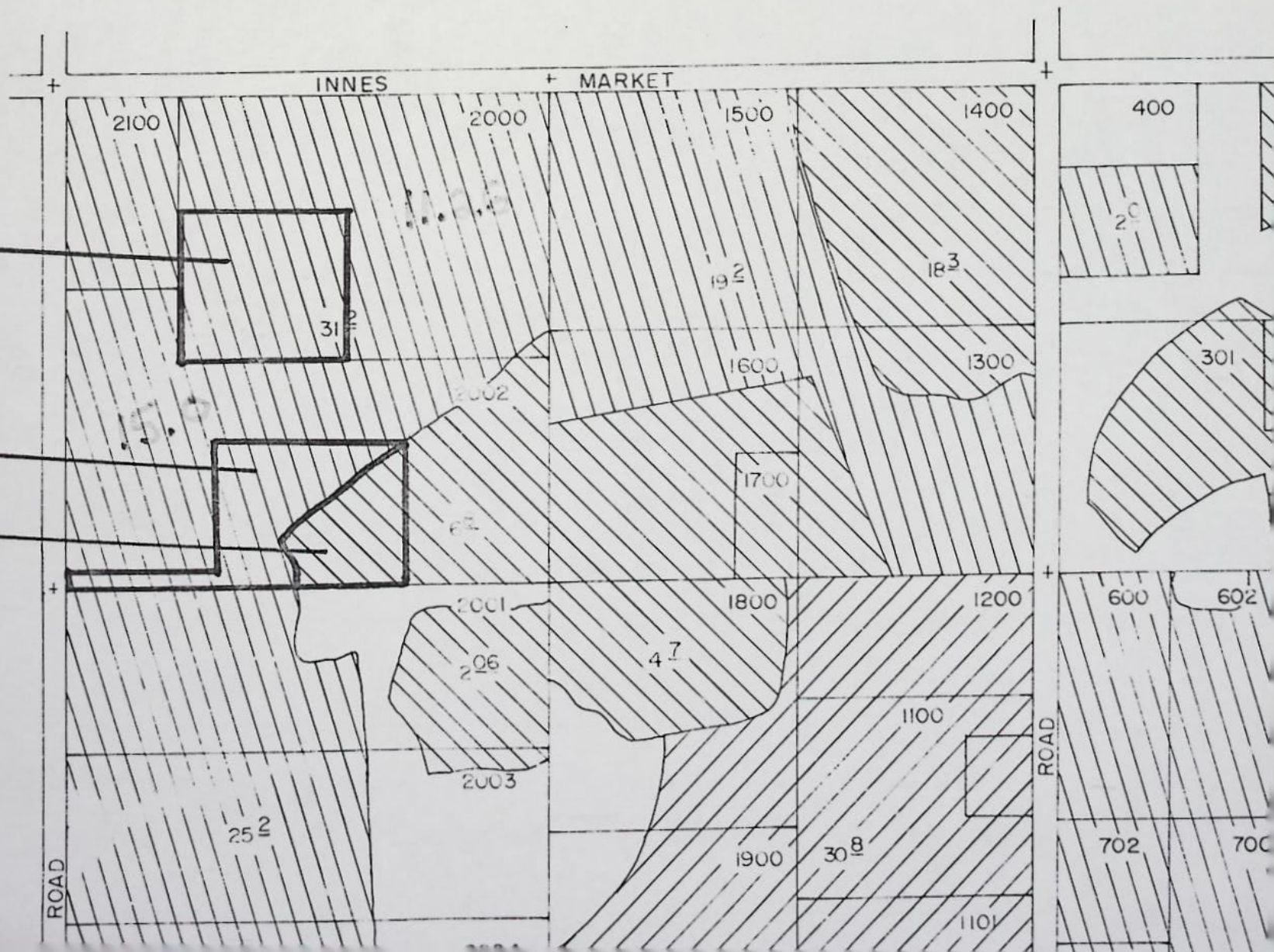
T-4121

SECTION 17 T.16S. R.12E. W.

1" = 400'

4.17 OFF
2.57 OFF
2.00 OFF

8.74



TUMALO IRRIGATION DISTRICT

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

August 21, 1981

RECEIVED

AUG 25 1981

**WATER RESOURCES DEPT
SALEM, OREGON**

Sam Allison
Water Resources Dept.
555 13th St. NE
Salem, OR 97310

Re: T-4121

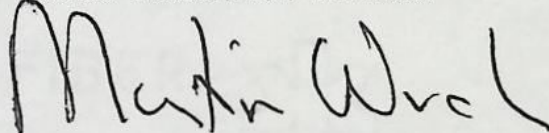
Dear Sam;

On June 23, 1981 I understood you to have requested by phone the enclosed documentation.

Although the transfer has since been approved, I forward the documentation for your file.

Sincerely,

TUMALO IRRIGATION DISTRICT

A handwritten signature in dark ink, appearing to read "Martin Winch". The signature is fluid and cursive, with the first name "Martin" and last name "Winch" clearly distinguishable.

Martin Winch

MW:st

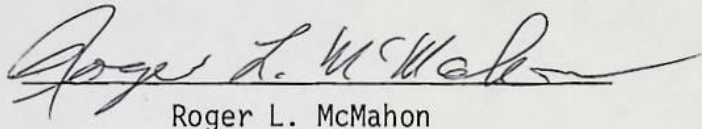
Enclosure

RECEIVED
AUG 25 1981
WATER RESOURCES DEPT
SALEM, OREGON

T-4121

I, Roger L. McMahon, hold the contract of sale covering Tax Lot 2000 in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Township 16 South, Range 11 E.W.M., Section 17, now being purchased by Ray Lipsit.

I consent to the transfer by Stanley Garside of 4.17 acres of water right from Tax Lot 2000, leaving an 11.26 acre water right upon Tax Lot 2000.


Roger L. McMahon

Route 1, Box 476K
Chico, California 95926

RECEIVED
AUG 25 1981
WATER RESOURCES DEPT.
SALEM, OREGON

MEMORANDUM OF CONTRACT

KNOW ALL MEN BY THESE PRESENTS, by an instrument in writing dated the 31st day of December, 1975, ROGER L. McMAHON, as Seller, has sold on Contract of Sale to STANLEY S. GARSIDE, as Purchaser, the following described real property:

The West One-half of the Northwest Quarter (NW1/2NW1/4) of Section Seventeen (17), Township Sixteen (16) South, Range Twelve (12) East of the Willamette Meridian, Deschutes County, Oregon: EXCEPTING THEREFROM a tract of land located in the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of Section 17, Township 16 South, Range 12, East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows: Beginning at the Northwest section corner thereof; thence 330 feet Easterly along March Road; thence 540 feet Southerly; thence 330 feet West to Cline Falls Road; thence Northerly 540 feet along Cline Falls Road to the point of beginning.

TOGETHER with 62.2 acres of Tumalo Irrigation District water.

This memorandum is executed to evidence and confirm the contract referred to above, to which reference is made for its terms and conditions.

The true and actual consideration for said contract is the sum of \$55,000.00.

DATED this 31st day of December, 1975.

SELLER:

PURCHASER:

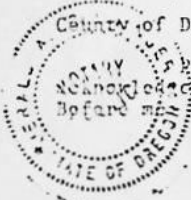
Roger L. McMahon
Roger L. McMahon

Stanley S. Garside
Stanley S. Garside

STATE OF OREGON

ss.

DATED: December 31, 1975



Personally appeared the above-named ROGER L. McMAHON and STANLEY S. GARSIDE and acknowledged the foregoing instrument to be his voluntary act.

Notary Public for Oregon
My Commission expires: 5-2-79

TX statements to:
STANLEY S. GARSIDE
P.O. Box 578
Sisters, OR 97159

Memorandum of Contract

LAW OFFICES
WILLIAMS & FORCUM
P.O. BOX 1100
BEND, OREGON 97601

DESCHUTES COUNTY, OREGON
APR 1979
CLERK, CLERK & CO.

RECEIVED

AUG 25 1981

WATER RESOURCES DEPT

VOL 239 PAGE 644

STATE OF OREGON }
County of Deschutes } ss.

DATED: 10-22-76

Before me, personally appeared the above named Bruce William Werner and acknowledged the foregoing to be his voluntary act.

Bruce L. Hopple
Notary Public for Oregon
My Commission expires: 8-4-80

STATE OF OREGON }
County of Deschutes } ss.

Before me, personally appeared the above named Kristi Dee Werner and acknowledged the foregoing to be her voluntary act.

Bruce L. Hopple
Notary Public for Oregon
My Commission expires: 8-4-80

RECEIVED

AUG 25 1981

T-4121

WATER RESOURCES DEPT
SALEM, OREGON

Date June 15, 1981

I, L. Ray Lipset, agree to transfer
4.17 acres of water right from my property located at
Township 16 South, Range 11 E.W.M., Section 17, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Tax Lot 2000.

I understand that this transaction in no way affects my 11.26
acres of recorded water rights.

Signed: L. Ray Lipset

Address: 423 Hamilton Ave

Phone: 688-0383

RECEIVED
AUG 28 1981
WATER RESOURCES DEPT
SALAS, OREGON

5522 VOL 257 PAGE 77

WARRANTY DEED

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

ROGER L. McMAHON, grantor, conveys and warrants to
STANLEY S. GARSIDE, grantee, the following described property
free of encumbrances except as specifically set forth herein:

A tract of land containing 40.1 acres lying in
the West $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, T16S, R12E,
W.M., Deschutes County, Oregon, described as
follows: Beginning at the west $\frac{1}{4}$ corner of
said Section 17, marked by a 5/8" iron rod;
thence N 00-02-26 E along the west side of
said section 1335.61 feet to a 5/8" iron rod;
thence N 89-45-38 E 1316.43 feet to the north-
south center line of the NW $\frac{1}{4}$ of said Section 17,
said point marked by a 5/8" iron rod; thence
S 00-06-24 W along the north-south center line
of the NW $\frac{1}{4}$ of said section 1324.27 feet to the
CW 1/16th corner of said section, said point
marked by a 5/8" iron rod; thence S 89-15-58 W
along the east-west center line of said Section
17 1315.01 feet to the point of beginning.

LESS any portion lying within the right of ways
of the Cline Falls County Road and the White
Rock County Road.

TOGETHER WITH 36 acres of water served through
the system of Tumalo Irrigation District.

SUBJECT TO:

1. The 1977-1978 Taxes, which are a lien
but not yet payable.
2. Easements, restrictions and rights of
way of record.
3. Reservations in patents.
4. The premises herein described have been
zoned or classified for farm use. At any time
that said land is disqualified for such use, the
property will be subject to additional taxes and
interest thereon.
5. At any time said land is disqualified
as specially assessed farm land, grantee shall be
liable for any additional taxes levied for years
since December 31, 1975.

RECEIVED

AUG 25 1981

WATER RESOURCES DIV
CLACK, OREGON

VOL 257 PAGE 78

6. Existing telephone, telegraph and power lines, roads, railroads, highways, ditches, canals and pipelines;

7. The premises fall within the boundaries of Tumalo Irrigation District and are subject to rules, regulations, assessments and liens thereon.

8. An easement, including the terms and provisions thereof, for Transmission Line granted to Midstate Electric Cooperative, Inc., a cooperative corporation as disclosed by instrument recorded August 2, 1952 in Book 101 at page 433 of Deed Records.

The true consideration for this conveyance is \$55,000.00.

Dated this 1 day of August, 1977.

Roger L. McMahon
ROGER L. McMAHON

STATE OF OREGON)
County of Deschutes) ss. 1 August, 1977.

Personally appeared the above named ROGER L. McMAHON and acknowledged the foregoing instrument to be his voluntary act. Before me:

Daniel E. Van Vactor
Notary Public for OREGON
My Commission Expires: 2-27-78



5522

STATE OF OREGON
County of Deschutes
I hereby certify that the foregoing instrument of writing was received for Record at the 26 day of Aug A.D. 1977 at 3:06 o'clock P M. and is recorded in Book 257 on Page 77 Record of Deschutes
ROSEMARY PAT. County Clerk
By Roger L. McMahon Deputy

RECEIVED

AUG 25 1981

WATER RESOURCES DEPT

SALAS, OREGON

2502

VOL 255 PAGE 110

FORM No. 633--WARRANTY DEED (Individual or Corporate)

1-1-74

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That ROGER L. McMAHON

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by STANLEY S. GARSIDE

hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Deschutes and State of Oregon, described as follows, to-wit:

A tract of land containing 19.57 acres lying in the West 1/2, NW1/4 Section 17, TOWNSHIP 16 SOUTH, RANGE 12 EAST OF THE WILLAMETTE MERIDIAN Deschutes County, Oregon, described as follows: Commencing at the West 1/4 corner of said Section 17, thence North 00° 02' 26" East along the West side of said Section 1335.61 feet to the point of beginning marked by a 5/8" iron rod; thence continuing North 00° 02' 26" East 791.11 feet to a 5/8" iron rod, said point being the Southwest corner of that tract of land recorded in Book 86, Deschutes County Deed Records; thence North 89° 36' 16" East along the South line of said parcel 330 feet; thence South 00° 02' 26" 193.01 feet to a 5/3 iron rod; thence North 89° 45' 39" East 987.13 feet to the East line of the West 1/2 of the NW1/4 of said Section 17, marked by a 5/8" iron rod; thence South 00° 06' 24" West along the East line 599.00 feet to a 5/8" iron rod; thence 89° 45' 39" West 1316.43 feet to the point of beginning.

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except those of record; and except any liens or encumbrances permitted by the Grantee herein, subsequent to 1-28-76;

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 11,346.00

Moreover, the actual consideration consists of or includes other property or value given or promised which is the whole part of the consideration (indicate which) (The answer between in square brackets is not applicable; delete the words "between in square brackets" if not applicable.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 1 day of August, 1977; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Roger L. McMahon



Personally appeared the above named Roger L. McMahon

STATE OF OREGON, County of Deschutes

ss.

Personally appeared

and

who, being duly sworn,

each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

a corporation,

and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:

(OFFICIAL SEAL)

Before me: *Rawn L. Koppelman*
Notary Public for Oregon
My commission expires: 8-4-80

Notary Public for Oregon
My commission expires:

McMahon, Roger L.

2802 STATE OF OREGON,

County of Deschutes

I certify that the within instrument was received for record on the 1 day of Aug, 1977, at 11:00 o'clock AM, and recorded in book 255 on page 110 of a file reel number

SPACE RESERVED FOR RECORDING USE

Record of Deeds of said county

Witness my hand and seal

GRANTOR'S NAME AND ADDRESS
Garside, Stanley S.

GRANTEE'S NAME AND ADDRESS
After recording return to:

521001

FORM No. 633--WARRANTY DEED (Individual or Corporate)
1-1-74

25513

WARRANTY DEED

VOL 255 PAGE 111

KNOW ALL MEN BY THESE PRESENTS, That **STANLEY S. GARSIDE**

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by **BRUCE WILLIAM WERNER** and **KRISTI DEE WERNER**, husband and wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of **Deschutes** and State of Oregon, described as follows, to-wit:

A tract of land containing 19.57 acres lying in the West 1/2, NW1/4 Section 17, TOWNSHIP 16 SOUTH, RANGE 12 EAST OF THE WILLAMETTE MERIDIAN Deschutes County, Oregon, described as follows: Commencing at the West 1/4 corner of said Section 17, thence North 00° 02' 26" East along the West side of said Section 1335.61 feet to the point of beginning marked by a 5/8" iron rod; thence continuing North 00° 02' 26" East 791.11 feet to a 5/8" iron rod; said point being the Southwest corner of that tract of land recorded in Book 182 at page 86, Deschutes County Deed Records; thence North 89° 36' 16" East along the South line of said parcel 330 feet; thence South 00° 02' 26" 193.01 feet to a 5/3 iron rod; thence North 89° 45' 39" East 987.13 feet to the East line of the West 1/2 of the NW1/4 of said Section 17, marked by a 5/8" iron rod; thence South 00° 06' 24" West along the East line 599.00 feet to a 5/8" iron rod; thence 89° 45' 39" West 1316.43 feet to the point of beginning. Together with 15 acres of riparian water.

To Have and to hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except those of record; and except any liens or encumbrances permitted by the Grantor herein, subsequent to 10-22-76;

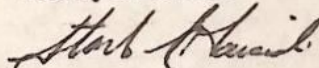
and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 21,500.00

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 27 day of July, 1977; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Stanley S. Garside



STATE OF OREGON, County of

) ss.

Personally appeared

who, being duly sworn,

each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

a corporation,

and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:

(OFFICIAL SEAL)

(If executed by a corporation,
affix corporate seal)

COPIES
STATE OF OREGON
COUNTY OF Deschutes
Notary Public
July 27, 1977
S. Garside

Personally appeared the above named Stanley

and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

(OFFICIAL SEAL)

Notary Public for Oregon

My commission expires: 8-4-80

Notary Public for Oregon

My commission expires:

GARSIDE, Stanley S.

GRANTOR'S NAME AND ADDRESS

WERNER, Bruce William, et ux

GRANTEE'S NAME AND ADDRESS

After recording return to:

NAME ADDRESS ZIP

Design is registered with the State of Oregon. All documents shall be sent to the following address:
Rosemary Patterson, 2111 William St. SE, Salem, OR 97301

2803

STATE OF OREGON

County of Deschutes

I certify that the within instrument was received for record on the 1 day of July, 1977 at 11:01 o'clock AM, and recorded in book 255 on page 111 of the file/reel number

Record of Deeds of said county

Witness my hand and seal of County affixed

Rosemary Patterson

RECEIVED

AUG 25 1981

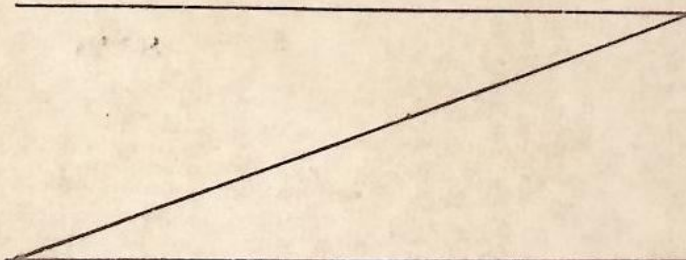
WATER RESOURCES
SALMON, OREGON

VOL 239 PAGE 645

EXHIBIT A

Situated in Deschutes County, State of Oregon, to-wit:

A tract of land containing 19.57 acres lying in the West 1/2, NW 1/4, Section 17, T.16S., R.12E., W.M. Deschutes County, Oregon, described as follows: Commencing at the West 1/4 corner of said Section 17, thence N 00°02'26" E along the west side of said section 1335.61 feet to the point of beginning marked by a 5/8" iron rod; thence continuing N 00°02'26" E 791.11 feet to a 5/8" iron rod, said point being the southwest corner of that tract of land recorded in Book 182, Page 86, Deschutes County Deed Records; thence N 89°36'16" E along the south line of said parcel 330 feet; thence S 00°02'26" W 193.01 feet to a 5/8" iron rod; thence N 89°45'39" E 987.13 feet to the east line of the west 1/2 of the NW 1/4 of said Section 17, marked by a 5/8" iron rod; thence S 00°06'24" W along the said east line 599.00 feet to a 5/8" iron rod; thence S 89°45'39" W 1316.43 feet to the point of beginning; together with 1/5 acres of Tumalo Irrigation District Water.



TUMALO IRRIGATION DISTRICT

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

RECEIVED

MAR 05 1981

**WATER RESOURCES DEPT
SALEM, OREGON**

March 3, 1981

Sam Allison
Water Resources Dept.
555 13th St. NE
Salem, OR 97310

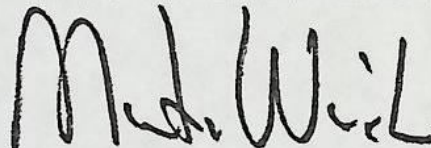
Re: T-2934 (order 3/74)	T-4124 (incomplete)
T-3306 (order 8/77)	T-4163 (incomplete)
T-3872 (incomplete)	T-4204 (incomplete)
T-4050 (order 12/78)	T-4222 (incomplete)
T-4121 (incomplete)	T-4237 (incomplete)

Dear Sam:

In the referenced transfers, water was mistakenly located in the wrong place: in some cases same "40", in others wrong "40"; in some cases by legal in the application, in some cases on the maps. What is required to amend?

Very Truly Yours,

TUMALO IRRIGATION DISTRICT



Martin T. Winch

MTW:st

TUMALO IRRIGATION DISTRICT

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

RECEIVED

AUG 1 - 1979

WATER RESOURCES DEPT
SALEM, OREGON

July 27, 1979

Revised notes 11-10-80

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 *(Withdrawn)*

W In process of voiding pending amended application of #3954.

#3954 Wall Investment Co.

C Amended application to be processed (in process).

#3872 Marian Allen Cook to Various

X 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

C 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

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

#4121 Garside/Mills/Martin

N 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

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

#4136 Johnson/Taylor

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

#4174 Knowles/Rivers

C 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

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

#4194 R. Coats to R. Coats

C 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

N Priority rights to be reviewed and remapped.

#4235 Vogt/R. Olson

C Need deed from Jack Vogt.

#4237 Vogt/Horseshoe Acres

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

#4222 Gungura/Davis, M. & G.

N 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

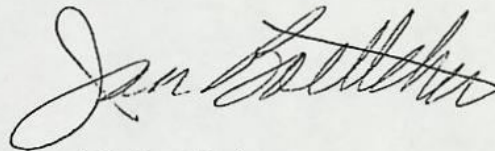
Oliver and Mary Fraser

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.



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

February 6, 1979

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

RECEIVED

FEB 8 1979

**WATER RESOURCES DEPT.
SALEM, OREGON**

RE: File No. T-4121

Dear Ms. Brown:

The legal description contained in the copy of the warranty deed conveying property to Stanley Garside locates the property in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17 instead of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ presently listed in item No. 8 of transfer application No. 4121; therefore, I am returning it and the two supporting maps to you for your review.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:lcj

2/8/79

Dear Mr Overcash,

In reviewing the current deed - it is for the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ which includes a 80 AC tract

This would be correct as to the 8.74 AC from the NW $\frac{1}{4}$ NW $\frac{1}{4}$ 16 S 12 E 17 for S. Garside - If not correct please ~~word~~ underline why you think is the SW $\frac{1}{4}$ NW $\frac{1}{4}$? Thanks.

J. Brown



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

January 12, 1979

Stanley Garside
c/o Tumalo Irrigation District
64697 Cook Avenue
Bend, Oregon 97701

RECEIVED

JAN 19 1979

**WATER RESOURCES DEPT.
SALEM, OREGON**

RE: File No. T-4121

Dear Mr. Garside:

Your water right transfer application 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 January 10, 1979. Our receipt No. 8433 is enclosed.

A copy of the deed showing current ownership of the lands from which the water right is to be transferred must be submitted to support your application.

It will be necessary to correct either the map or items Nos. 8 and 13 of the application to be in agreement as to the acreage involved. The area illustrated on the map of Section 17 is less than $5\frac{1}{2}$ acres and the area noted as 5.74 acres on the map of Section 34 is less than 5 acres.

I am returning the transfer application and maps for completion. Please refer any correspondence to file No. T-4121.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:1cj

*1/17/79
Please note enlarged mess on maps. Current ownership
will be obtained & sent as soon as possible -
J. Brown -*

RECEIVED

FEB 2 1979

WATER RESOURCES DEPT.
SALEM, OREGON

Stanley S. Mahon

T-4121

Current ownership

5522 VOL 251 PAGE 77

WARRANTY DEED

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

ROGER L. MAHON, grantor, conveys an interest to
STANLEY S. MAHON, grantee, the following land and interest
free of encumbrances except as specifically stated:

A tract of land containing 40.1 acres lying in
the West 1/4 of the NW 1/4 of Section 17, T16S, R12E,
W.M., Deschutes County, Oregon, described as
follows: Beginning at the west 1/4 corner of
said Section 17, marked by a 5/8" iron rod;
thence N 00-02-26 E along the west side of
said section 1335.61 feet to a 5/8" iron rod;
thence N 89-45-30 E 1316.43 feet to the north-
south center line of the NW 1/4 of said Section 17,
said point marked by a 5/8" iron rod; thence
S 00-06-24 W along the north-south center line
of the NW 1/4 of said section 1324.27 feet to the
NW 1/16th corner of said section, said point
marked by a 5/8" iron rod; thence S 89-15-58 W
along the east-west center line of said Section
17 1315.01 feet to the point of beginning.

LESS any portion lying within the right of ways
of the Cline Falls County Road and the White
Rock County Road.

TOGETHER WITH 36 acres of water served through
the system of Tumalo Irrigation District.

SUBJECT TO:

1. But not yet payable.

2. Easements, restrictions and rights of
way of record.

3. Reservations in patents.

4. The premises herein described have been
zoned or classified for farm use. At any time
that said land is disqualified for such use, the
property will be subject to additional taxes and
interest thereon.

5. At any time said land is disqualified
as specially assessed farm land, grantee shall be
liable for any additional taxes levied for years
since December 31, 1975.

POB: NW 1/4 cor. Sec 17
th N. 1335.61'
th E. 1316.43'
th S. 1324.27'
th W. 1315.01' to
POB

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FEB 2 1979

WATER RESOURCES DEPT.
SALEM, OREGON

Vol 257 THE 78

6. Existing telephone, telegraph and power lines, roads, railroads, highways, ditches, canals and pipelines;

7. The premises fall within the boundaries of Tumble Irrigation District and are subject to rules, regulations, assessments and liens thereon.

8. An easement, including the terms and provisions thereof, for Transmission Line granted to Midstate Electric Cooperative, Inc., a cooperative corporation as disclosed by instrument recorded August 2, 1973 in Book 101 at page 433 of Deed Records.

The true consideration for this conveyance is \$55,000.00.

Dated this 1 day of August, 1977.

Roger L. McMahon
ROGER L. MCMAHON

STATE OF OREGON)

County of Deschutes) ss.

1 August, 1977.

Personally appeared the above named ROGER L. MCMAHON and acknowledged the foregoing instrument to be his voluntary act. Before me:

Daniel C. Van Vactor
Notary Public for OREGON
My Commission Expires: 2-27-78



5522

STATE OF OREGON
County of Deschutes

I hereby certify that the foregoing is a true and correct copy of the original instrument recorded in my office.

On 26 day of Aug, A.D. 1977

at 304 corner P & 1st streets, Salem

in Book 257 on Page 77

Notary

ROSEMARY PATY

Notary Public

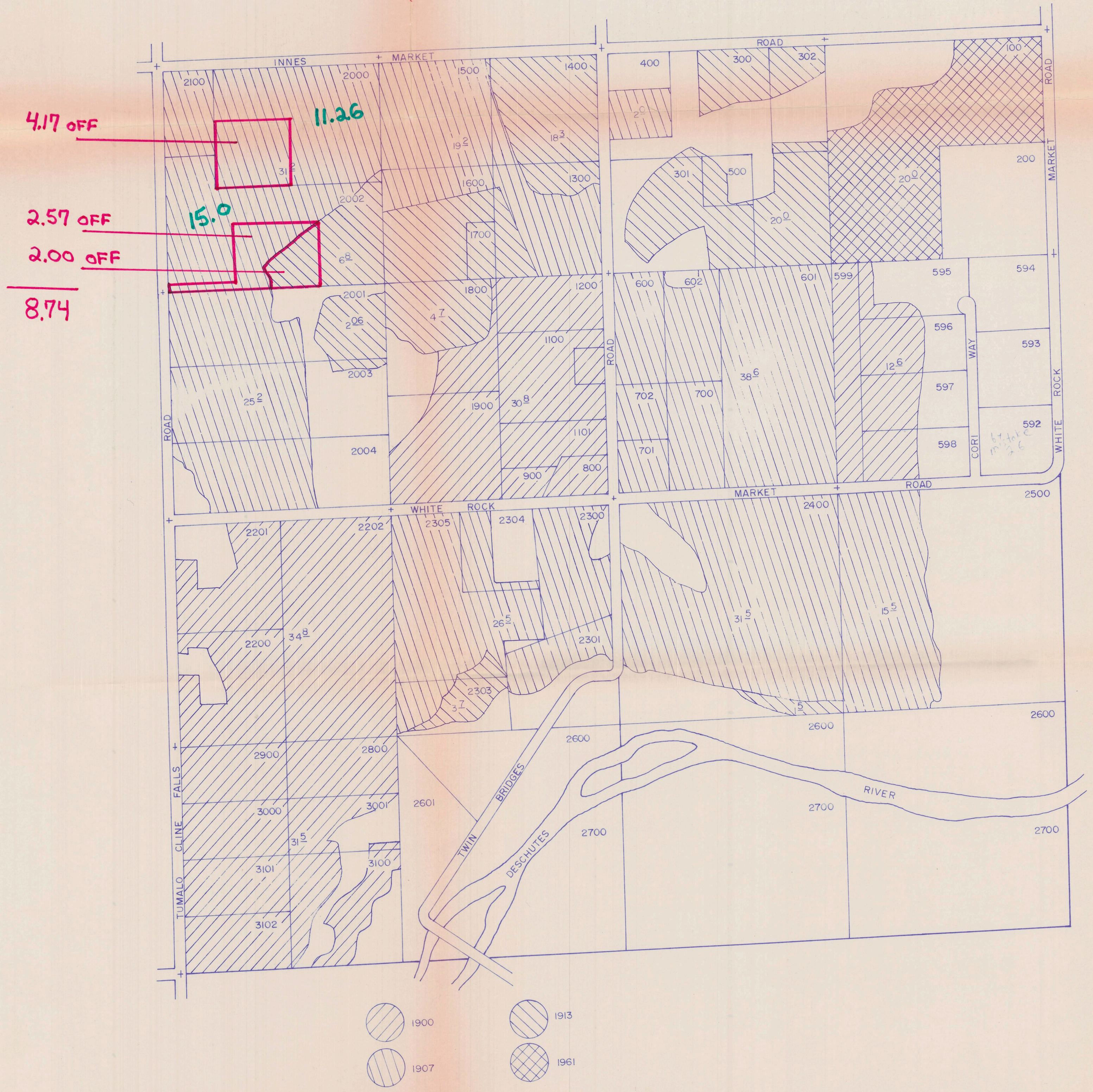
My Commission Expires

T-4121

RECEIVED
JUN 22 1981
WATER RESOURCES DEPT.
SALEM, OREGON

SECTION 17 T.16S. R.12E. W.M.

1" = 400'



4.17 OFF

2.57 OFF

2.00 OFF

8.74

- 1900
- 1907
- 1913
- 1961

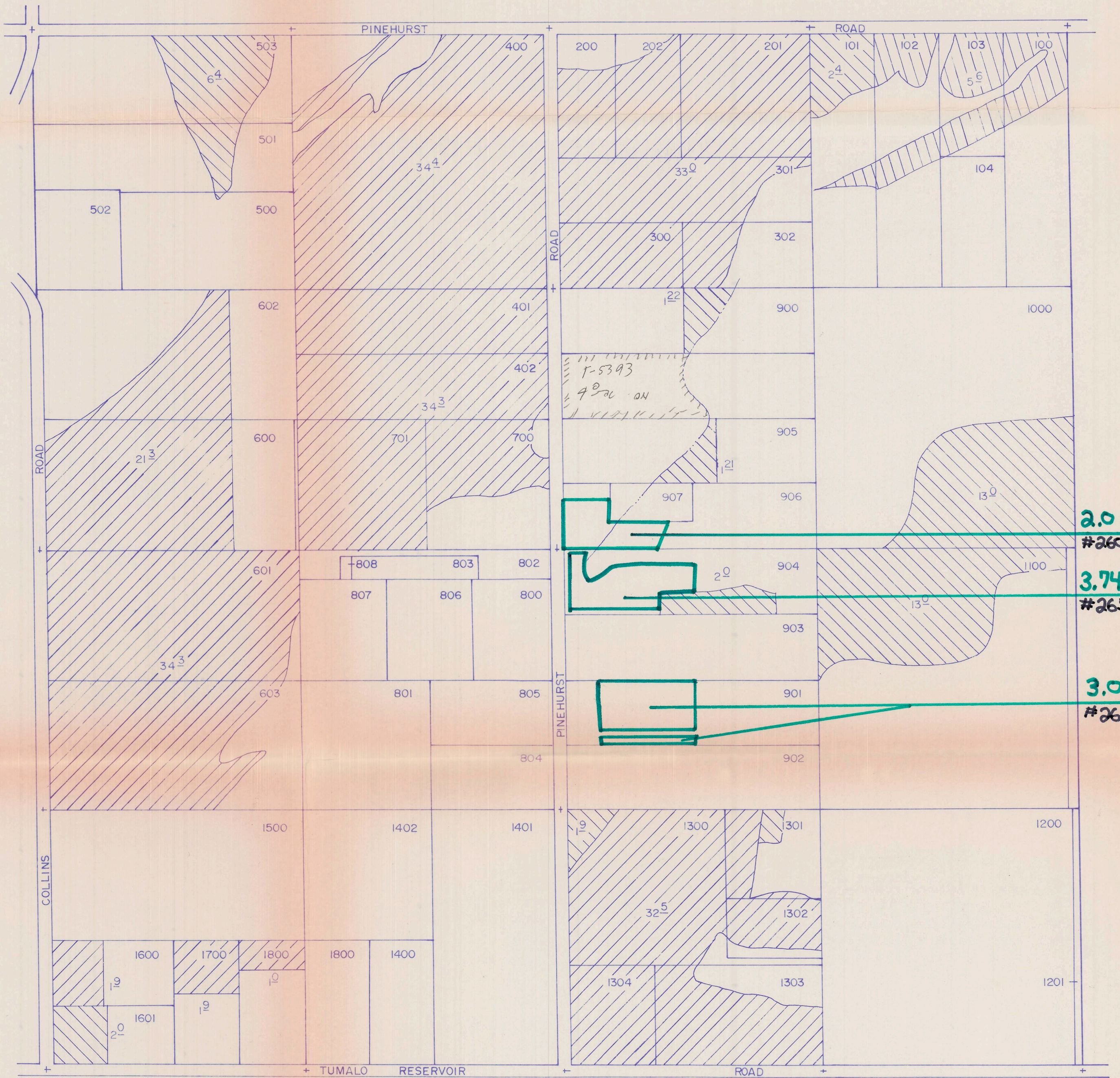
T-4121

RECEIVED

JUN 22 1981
WATER RESOURCES DEPT.
SALEM, OREGON

SECTION 34 T.16S. R.11E. W.M.

1" = 400'



2.0 IN
#26050

3.74 IN
#26508

3.0 IN
#26508

