

4122 Heard

T.I.D.

Name James L. Heard
 By Tumalo Irrigation Dist.
 Address 64697 Cook Ave.
Bend Or. 97701

Change in POU
 Date filed January 10, 1979
 Date of hearing _____
 Place of hearing _____
 Date of order 3-15-79 Vol. 31, page 693
 Date for application of water 10-1-80
 Proof mailed APR 27 1987
 Proof received May 29, 1987
 Certificate issued _____ Vol. _____, page _____

4122

DESCRIPTION OF WATER RIGHT

Name of stream Tumalo Creek, et al
 Trib. of _____ County of Deschutes
 Use irrigation
 Quantity of water _____ No. of acres 1.0
 Name of ditch _____
 Date of priority _____
 In name of _____
 _____ Adjudication, Vol. _____, page _____
 App. No. 3263 retransfer of part of Transfer No 2924 Per. No. 19628 Cert. No. 26050 Primary
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>1-10-79</u>	<u>30 -</u>	<u>8434</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

finis

CARD FOR C NOV 4 1980

W.R.I.S.

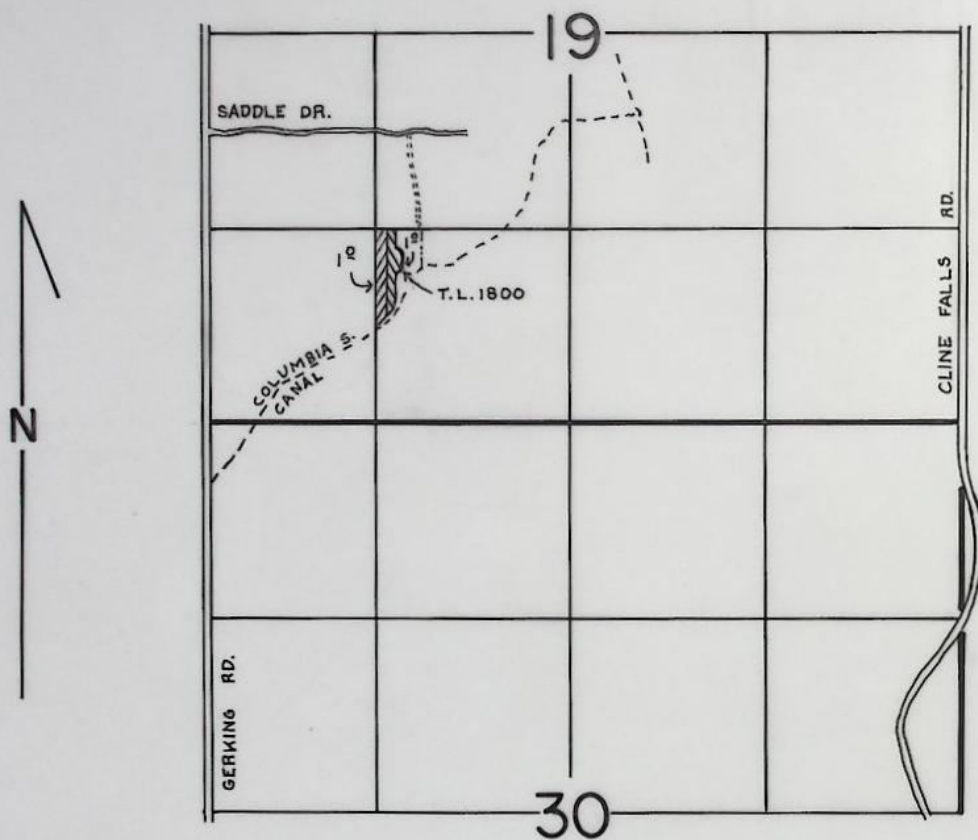
Assembled 1-11-85 by WJ

Entered _____ by _____

Verified _____ by _____

	INDEX CARDS:	Entered	Checked
✓	Name	<u>WJ</u>	_____
✓	Stream	<u>WJ</u>	_____
✓	Pt. of Div.	<u>WJ</u>	_____
✓	Calendar	<u>WJ</u>	_____
✓	CHECKED TO RECORDS	<u>WJ</u>	_____
✓	Twp. & Ege.	<u>WJ</u>	_____
✓	Deeds-vault	<u>WJ</u>	_____
✓	Deeds-safe	<u>WJ</u>	_____
✓	Cert. of W/R	<u>WJ</u>	_____
✓	Per. Folder	<u>WJ</u>	_____
✓	Chalindex	<u>WJ</u>	_____
✓	Cross Ref.	<u>WJ</u>	_____
✓	Power Claim	<u>WJ</u>	_____
✓	Abstracts	<u>WJ</u>	_____

T.16S., R.12E., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY

UNDER

TRANSFER NO. 4122 AND PART OF 4237(3/6)

IN NAME OF

JAMES T. RASH JR.

Surveyed JUNE 9, 1986, by MICHAEL J. MATTICK

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
JAMES L. HEARD (TUMALO IRRIGATION)
DISTRICT) FOR APPROVAL OF A CHANGE)
IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4122

On January 10, 1979, an application was filed in the office of the Water Resources Director by James L. Heard for approval of a change in place of use of water from Tumalo Creek, Deschutes River, Crater Creek, Little Crater Creek and three spring branches, and Crescent Lake Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

As modified in accord with the provisions of the order of the State Engineer entered March 7, 1974, approving transfer No. 2924, a part of the water right previously described by the certificate issued to Tumalo Irrigation District and recorded at page 26050, Volume 18, State Record of Water Right Certificates, now exists for the use of water from Tumalo Creek, supplemented by the use of water from Crater Creek, Little Crater Creek and three spring branches for irrigation of, among other lands, a certain 1.0 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, Township 16 South, Range 11 East, W.M., with a date of priority of October 29, 1913.

Also, as modified in accord with the provisions of said order, parts of the supplemental water rights previously described by certificate recorded at page 31413, Volume 23 of said record; for use of water from Deschutes River with a date of priority of 1905; certificate recorded at page 26051, Volume 18 of said records for use of water from Crescent Lake Reservoir with a priority date of April 7, 1911; and permit No. 27841 for use of waters of Crescent Lake Reservoir with a priority date of December 8, 1961, now exists for supplemental irrigation of, among other lands, said 1.0 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, Township 16 South, Range 11 East, W.M.

The applicant herein, owner of the lands above described, proposes to transfer the water rights therefrom, without loss of priority, to a certain 1.0 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Township 16 South, Range 12 East, W.M. (Rash).

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 November 4, 1975.

131,9693

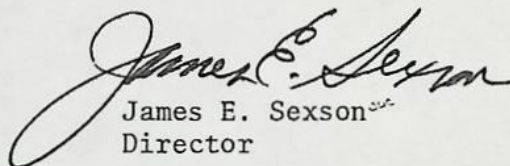
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1980.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Tumalo Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon this 15th day of March, 1979.


James E. Sexson
Director

90
P. 90-1

STATE OF OREGON

COUNTY OF DESCHUTES

PROOF OF APPROPRIATION OF WATER

RECEIVED

MAY 29 1987

WATER RESOURCES DEPT
SALEM, OREGON

Name: JAMES T. RASH, JR.

c/o Tumalo Irrigation District

Address: 64697 Cook Avenue, Bend, Oregon 97701

Source of Supply: Tumalo Creek, Deschutes River, Crater Creek, Little Crater Creek, Three Spring Branches, and Crescent Lake Reservoir

Transfer: 4122

Priority Date: October 29, 1913; 1905, April 7, 1911, December 8, 1961

Use: irrigation of 1.0 acre

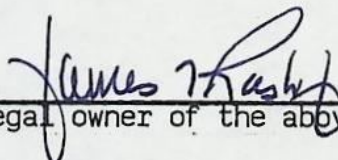
Location and Point of Diversion: Columbia Southern, Tumalo Feed, and DCMID Canals

The description of land given below and as shown on the attached map corresponds to that found to be irrigated:

1.0 acre SE 1/4 SW 1/4
Section 19
Township 16 South, Range 12 East, WM

I have read the above and foregoing proof of appropriation of water defining the extent of use of water under the change in place of use approved by the order of the Water Resources Director entered May 15, 1979; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of May, 1987.


Legal owner of the above described lands

T- 2924 placed water on what is now TL 1801.
T- 4122 placed water to the west of ~~what~~ 2924 water.
at that time ~~the~~ TL 1800 and TL 1801 were one TL
T- 4237 placed water west of 4122 water, on TL 1800 (now)
& It appears that between T-4122 & T-4237 the
TL was divided into TL's 1800 & 1801.

Rash owns TL 1800. Anderson owns TL 1801

Anderson claimed 1 acre. Rash claimed 2 acres.
TID bills Anderson for 1 acre and Rash for 2 acres.

Therefore water under T-4122 must likely belongs
to Rash on TL 1801. 1800?

Based on conversation with Mike Mottick

[Signature] 3/18/87

T-4122

FINAL PROOF CHECK LIST

FILES

LN Plat Cards
LN Conflicts?
LN Comparisons

DRAFTING

LN GLO's (Layout, Lots, DLC's)
— Quads
— Legal Description
LN Section Breakdown
— Diversion Point Dimensions
LN Acreages
LN Township, Range, Section
— Physical Features
LN Survey ID Info

FIELD FORM

LN Name, Address, County *1/8 T1D*
LN Source
— Tributary
LN Use
LN Priority Date
— POD
— Time Limits, Survey Reg?
LN POU - *See Note attached*
— Q-Calculations
— Rate/Duty

ASSOCIATED RIGHTS

— Total Q from Div. Point
— Primary Source Used

Reviewer LN Date 30/24/87

Remarks mail proof w/ T-4237
See note for location of land -
this is involved w/ Anderson T-2924

REPORT ON INSPECTION UNDER TRANSFER
OF WATER RIGHT FOR CHANGE IN: PO

POD
POU
USE
Add'l POD

AUG - 4 1986

WATER RESOURCES DEPT

SALEM, OREGON

County Deschutes

watered by James Culver

Transfer No. 4122 (P)

Rt. 1 Box 74
 Troutdale, Va. 24378

Old Certificate No. 26050 (T-2924)

1. Name James T. Rash / Tumalo S.D. P.O. Box 218
Atkins Va. 24311

Address

2. Source of Supply Tumalo Cr, et al., Trib of _____

3. Use in 1^o ac

4. Amount of Water

5. Priority Date 10/29/1913

6. Proposed Point of Diversion

7. Completion Date 10-1-80

8. Place of Use:

[illegible]

Info: Personal Observation

Except for a cistern, the land is unimproved
covered in Pine, Juniper, sage, rabbit bush, bitter bush
and bunch grass. 7 pieces of 4" d, pipe, 8 ft long
near cistern

Adverse Report
Michael J. Mattuck
5/15/86

after talking to Jones Rask by phone 6/5/86
and receiving a packet by mail, I returned to reservoir
pump: jacuzzi submersible $3/4$ hp heads: 9/64 - 10
pumps from cistern m.l. 16 - 3" x 20'
found a fenced pasture used for grazing and hay.
First irrigated in 76 or 77.
Mr. Rask is also claiming land cleared and planted
in 84_{mm} on transfer # 4237, on east side of
pasture. It has grass growing and is acceptable.
On previous visit I mistook a fence line for his
property line.

TIE 179-76L

Michael J. Mattuck
+79 6/9/86

BILLINGS
100 acres

RECEIVED
JAN 1 1973

STATE ENGINEER
SALEM, OREGON

SEC 19

TWP 16

RANGE 12

Primary Right
Priority Dates from
April 28, 1905
Cert. No. 31412
10.18

SUPPLEMENTAL RIGHT
Priority dates from
April 7, 1911
Permit No. 624
Cert. No. 26051
10.18

SUPPLEMENTAL RIGHT
Priority dates from
Oct. 29, 1913
Permit No. 19628
Cert. No. 26050
10.18

N
↓
S



RECEIVED

JAN 19 1979

WATER RESOURCES DEPT.
SALEM, OREGON

TRANSFERRED FROM: NE 1/4 OF SE 1/4 OF SEC 26 TWP 16 RANGE 11

TRANSFERRED TO: SE 1/4 OF SW 1/4 OF SEC 19 TWP 16 RANGE 12

PUMPING RIGHTS ONLY

~~T-4122~~
~~T-2924~~

RECEIVED

MAR 8 1979

WATER RESOURCES DEPT.
SALEM, OREGON

SW SW

34² 26050

1² 045 5647



Water Resources Department

WATERMASTER DISTRICT 11

117 NW LAFAYETTE, BEND, OREGON 97701 PHONE 388-6670

July 2, 1986

Mr. James T. Rash
Atkins, Va. 24311

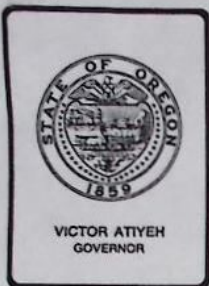
Re: Transfers 4122 & 4237

Dear Mr. Rash

Thank you for your timely response to my inquiry. I apologise for taking so long to get back to you.

After resurveying your property, I did find 2 acres irrigated within the terms of your transfers. My map (a copy is enclosed) will be sent to Salem for inspection by my supervisors. It will eventually be sent to you for your approval. If you have any questions please feel free to contact me.

Thank You
Michael J. Mattick
Engineer Tech.



Water Resources Department

WATERMASTER DISTRICT 11

117 NW LAFAYETTE, BEND, OREGON 97701 PHONE 388-6670

May 16, 1986

Mr. James T. Rash
Rt 1, Box 54
Troutdale, VA 24378

Re: Transfer 4122

Dear Mr. Rash

I am attempting to do the final proof survey of water right transfer 4122 for land you own in Township 16 S, Range 12E, Section 19. This land is in the delivery system of the Tumalo Irrigation District.

The right in question is for irrigation. The date for the complete application of water was October 1, 1980. All land intended to be irrigated should have been completed by that date, and such irrigation continued so the right is not abandoned or forfeited.

It is the responsibility of the landowner to accomplish beneficial use under the terms of the transfer to the satisfaction of the Water Resources Director. The final proof survey is the means by which proof is submitted to the Director.

On May 15, 1986, I visited your property and found no evidence of irrigation. If you have used this water right, I need a statement from you which provides the following information:

1. When was the land first irrigated and how often it has been irrigated since then?
2. What crop was grown?
3. The method of irrigation. If by sprinkler, the number and type of sprinkler heads, also the type and size of pump.
4. What land was irrigated? Please provide a sketch map or have a local person, who is familiar with the land, contact me.

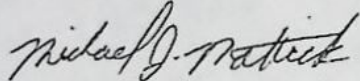
Mr. James T. Rash
May 16, 1986

Page Two

Please contact me within 30 days from the date of this letter so we can straighten out this matter. Thank you for your cooperation.

Sincerely,

WATER RESOURCES DEPT.



Michael J. Mattick
Engineer Technician

MJM/ss

cc: Tumalo Irri. Dist.

Dear Mr. Rosh

Thank you for your timely response to my inquiry. I apologize for taking so long to get back to you. After reexamining your property I did find 2 areas ~~which were~~ irrigated within the terms of your transfer.

My map (a copy is enclosed) will be sent to be taken for inspection ~~and~~ by my supervisors. If all goes well a copy will eventually be sent to you for your approval. If you have any questions please feel free to contact me.

Thank You
Michael M.
Eng. Tech.

May 23, 1986

To whom it may concern.

Ref: James Rash "Tumalo Irrigation water" consumption for agricultural purposes.

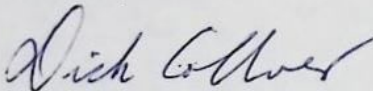
Intent is to attest to the use of his water rights, in good faith and intent according to the rules and regulations of the water district, as we know them.

The spring of 1984 saw much improvement to this property. I was involved (supervising) and did perform the task of clearing more land. All the land was harrowed and fertilized. The newly cleared area was also seeded. The manager of the Tumalo district at the time was Ron Reinhardt, who inspected the improvements to the property, was impressed and stated that it was obvious to him that a diligent effort was made and the fields did comply with agriculture use water consumption. Mr John Kiesow & I saw to it that the irrigation sprinklers ran 24 hours aday all season, up to the time the two ton crop of grass hay was harvested.

In the spring of 1985, the land was again harrowed, fertilized and irrigated to harvest of even a larger hay crop. Mr Kiesow, of Bend, Oregon, would have a record of the 84 and 85 harvest.

If you require additional information, feel free to contact me at the number below.

Sincerely



Dick Collver
20134 Glen Vista Road
Bend, OR 97701

cleared more area in 84.

PH: 503-382-5643

CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
 P.O. BOX 846 • 2098 N. HIGHWAY 97
 REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS			
255	255		ELECTRIC	975
			R ADJ	-9341
			ARREARS	3878
METER NO.	RATE			
13013	A			
DEMAND READING	MULTIPLIER			
	1			
RASH JAMES T				
BILLING PERIOD		DUE DATE		
02-03-84 TO 02-27-84		03/1984		

fail credit

DO NOT PAY
 XXXXXXXXXXXXXXX - 4488
 PLEASE PAY THIS AMOUNT ▶
 LOC. 39-FA ACCT. NO. ▶ 0214348012
 READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
 P.O. BOX 846 • 2098 N. HIGHWAY 97
 REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS			
2308	1670	EST. 638	ELECTRIC	3878
			<i>Adjustment for overcharge based on reading of 00255</i>	
METER NO.	RATE			
13013	A			
DEMAND READING	MULTIPLIER			
	1			
RASH JAMES T				
BILLING PERIOD		DUE DATE		
01-05-84 TO 02-03-84		02/1684		

CR 5463

PLEASE PAY THIS AMOUNT ▶
 LOC. 39-FA ACCT. NO. ▶ 0214348012
 READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
 P.O. BOX 846 • 2098 N. HIGHWAY 97
 REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS			
1670	1113	EST. 557	ELECTRIC	3509
			<i>paid de# 518 1/13/84 Billman</i>	
METER NO.	RATE			
13013	A			
DEMAND READING	MULTIPLIER			
	1			
RASH JAMES T				
BILLING PERIOD		DUE DATE		
12-06-83 TO 01-05-84		01/1684		

PLEASE PAY THIS AMOUNT ▶
 LOC. 39-FA ACCT. NO. ▶ 0214348012
 READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
 P.O. BOX 846 • 2098 N. HIGHWAY 97
 REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS			
255	255		ELECTRIC	2200
			<i>paid 8/1/84 739</i>	
METER NO.	RATE			
13013	S			
DEMAND READING	MULTIPLIER			
	1			
RASH JAMES T				
BILLING PERIOD		DUE DATE		
06-06-84 TO 07-02-84		07/2384		

Meter 1612 7/23/84
 PLEASE PAY THIS AMOUNT ▶
 LOC. 39-FA ACCT. NO. ▶ 0214348012
 READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
 P.O. BOX 846 • 2098 N. HIGHWAY 97
 REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS			
255	255	EST. 2200	ELECTRIC	2200
			CREDIT	-2088
METER NO.	RATE			
13013	S			
DEMAND READING	MULTIPLIER			
	1			
RASH JAMES T				
BILLING PERIOD		DUE DATE		
04-16-84 TO 06-06-84		06/1884		

paid 1/2 6/28/84

PLEASE PAY THIS AMOUNT ▶
 LOC. 39-FA ACCT. NO. ▶ 0214348012
 READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
 P.O. BOX 846 • 2098 N. HIGHWAY 97
 REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS			
255	255		ELECTRIC	1200
			CREDIT	-4488
METER NO.	RATE			
13013	A			
DEMAND READING	MULTIPLIER			
	1			
RASH JAMES T				
BILLING PERIOD		DUE DATE		
02-27-84 TO 04-02-84		04/1884		

paid 10 months 255

DO NOT PAY
 XXXXXXXXXXXXXXX - 3288
 PLEASE PAY THIS AMOUNT ▶
 LOC. 39-FA ACCT. NO. ▶ 0214348012
 READ YOUR METER MONTHLY

1984

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		ELECTRIC * ADJ ARREARS	2200 200 6538
PRESENT	PREVIOUS		
1692	1692		
METER NO. 13013		RATE S	
DEMAND READING		MULTIPLIER 1	
RASH JAMES T			
BILLING PERIOD 08-10-84 TO 09-11-84		DUE DATE 10/18/84	

PLEASE PAY THIS AMOUNT ▶ 8938
39-FA ACCT. NO. ▶ 0214348012
READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		ELECTRIC ARREARS	8738 2200
PRESENT	PREVIOUS		
1692	255	1437	
METER NO. 13013		RATE S	
DEMAND READING		MULTIPLIER 1	
RASH JAMES T			
BILLING PERIOD 08-03-84 TO 08-10-84		DUE DATE 9/1/84	

PLEASE PAY THIS AMOUNT ▶ 10938
39-FA ACCT. NO. ▶ 0214348012
READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		ELECTRIC EST. ARREARS	2200 2200
PRESENT	PREVIOUS		
255	255		
METER NO. 13013		RATE S	
DEMAND READING		MULTIPLIER 1	
RASH JAMES T			
BILLING PERIOD 07-02-84 TO 08-03-84		DUE DATE 8/16/84	

PLEASE PAY THIS AMOUNT ▶ 4400
39-FA ACCT. NO. ▶ 0214348012
READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		ELECTRIC CREDIT	2200 -200
PRESENT	PREVIOUS		
1692	1692		
METER NO. 13013		RATE S	
DEMAND READING		MULTIPLIER 1	
RASH JAMES T JR			
BILLING PERIOD 12-05-84 TO 12-10-84		DUE DATE 1/18/85	

PLEASE PAY THIS AMOUNT ▶ 2000
39-FA ACCT. NO. ▶ 0214348012
READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		ELECTRIC EST. ARREARS	2200 200
PRESENT	PREVIOUS		
1692	1692		
METER NO. 13013		RATE S	
DEMAND READING		MULTIPLIER 1	
RASH JAMES T			
BILLING PERIOD 10-15-84 TO 12-05-84		DUE DATE 1/17/85	

PLEASE PAY THIS AMOUNT ▶ 2400
39-FA ACCT. NO. ▶ 0214348012
READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:
CENTRAL ELECTRIC COOPERATIVE, INC.
P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		ELECTRIC CREDIT	2200 -2000
PRESENT	PREVIOUS		
1692	1692		
METER NO. 13013		RATE S	
DEMAND READING		MULTIPLIER 1	
RASH JAMES T			
BILLING PERIOD 09-11-84 TO 10-15-84		DUE DATE 1/11/85	

PLEASE PAY THIS AMOUNT ▶ 200
39-FA ACCT. NO. ▶ 0214348012
READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS		PRV BAL	
1692	1692		200	
			ELC CHG.	2200
METER NO. 13013		RATE 19		
DEMAND READING		MULTIPLIER 1		
<p>AMES T JR <i>paid 4/16/85</i> <i>8601</i></p>				
BILLING PERIOD 03-06-85 TO 04-06-85		DUE DATE 04/18/85		

PLEASE PAY THIS AMOUNT ▶

2400

LOC. ▶ 39-FA

ACCT. NO. ▶ 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS		PREV. BAL.	
1692	1692		-20 00	
			ELEC. CHG	22 00
METER NO. 13013		RATE 19		
DEMAND READING		MULTIPLIER 1		
<p>RASH, JAMES T., JR. <i>paid 4/9/85</i> <i>CR # 8584</i></p>				
BILLING PERIOD 02-07-85 TO 03-06-85		DUE DATE 03/25/85		

PLEASE PAY THIS AMOUNT ▶

2.00

LOC. ▶ 39-FA

ACCT. NO. ▶ 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS		PRV BAL	
1692	1692		2000	
			ELC CHG.	2200
METER NO. 13013		RATE 19		
DEMAND READING		MULTIPLIER 1		
<p>RASH JAMES T JR <i>paid 3/6/85</i> <i>CR # 8551</i></p>				
BILLING PERIOD 12-10-84 TO 02-07-85		DUE DATE 02/18/85		

PLEASE PAY THIS AMOUNT ▶

4200

LOC. ▶ 39-FA

ACCT. NO. ▶ 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS		PRV BAL	
2373	1693	680	52 94	
			ELECTRIC	
METER NO. 13013		RATE 19		
DEMAND READING		MULTIPLIER 1		
<p>**DUPLICATE BILL** RASH, JAMES T., JR.</p>				
BILLING PERIOD 05-14-85 TO 06-12-85		DUE DATE 07/19/85		

PLEASE PAY THIS AMOUNT ▶

52.94

LOC. ▶ 39-FA

ACCT. NO. ▶ 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS		PRV BAL	
1693	1692		2205	
			ELEC CHG.	
METER NO. 13013		RATE 19		
DEMAND READING		MULTIPLIER 1		
<p>RASH JAMES T JR <i>pd 6/23/85</i> <i>8664</i></p>				
BILLING PERIOD 04-16-85 TO 05-14-85		DUE DATE 06/17/85		

PLEASE PAY THIS AMOUNT ▶

2205

LOC. ▶ 39-FA

ACCT. NO. ▶ 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH USAGE	CHARGES	
PRESENT	PREVIOUS		PRV BAL	
1692	1692		2000	
			ELC CHG.	2200
METER NO. 13013		RATE 19		
DEMAND READING		MULTIPLIER 1		
<p>RASH JAMES T JR <i>01693</i> <i>pd CR # 8633</i></p>				
BILLING PERIOD 04-06-85 TO 04-16-85		DUE DATE 05/20/85		

PLEASE PAY THIS AMOUNT ▶

2000

LOC. ▶ 39-FA

ACCT. NO. ▶ 0214348012

READ YOUR METER MONTHLY

1985

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH	CHARGES
PRESENT	PREVIOUS	USAGE	
2373	2373		ELC CHG. 2200
13013		RATE 19	
DEMAND READING		MULTIPLIER 1	

RASH JAMES T JR

08-15-85 TO 09-16-85 DUE DATE 10/18/85

PLEASE PAY THIS AMOUNT ▶ 2200
LOC. 39-FA ACCT. NO. 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH	CHARGES
PRESENT	PREVIOUS	USAGE	
2373	2373		ELC CHG. 2200
13013		RATE 19	
DEMAND READING		MULTIPLIER 1	

RASH JAMES T JR

07-18-85 TO 08-15-85 DUE DATE 09/20/85

PLEASE PAY THIS AMOUNT ▶ 2200
LOC. 39-FA ACCT. NO. 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH	CHARGES
PRESENT	PREVIOUS	USAGE	
2373	2373		ELC CHG. 220
13013		RATE 19	
DEMAND READING		MULTIPLIER 1	

RASH JAMES T JR

06-12-85 TO 07-18-85 DUE DATE 08/19/85

PLEASE PAY THIS AMOUNT ▶ 2200
LOC. 39-FA ACCT. NO. 0214348012
READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH	CHARGES
PRESENT	PREVIOUS	USAGE	
2707	2707		ELC CHG. 2200
13013		RATE 19	
DEMAND READING		MULTIPLIER 1	

RASH JAMES T JR

11-21-85 TO 12-30-85 DUE DATE 12/08/86

PLEASE PAY THIS AMOUNT ▶ 2200
LOC. 39-FA ACCT. NO. 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH	CHARGES
PRESENT	PREVIOUS	USAGE	
2707	2707		PRV BAL 5018 ADJUST 4318 ELC CHG. 2200
13013		RATE 19	
DEMAND READING		MULTIPLIER 1	

RASH JAMES T JR

11-07-85 TO 11-21-85 DUE DATE 12/30/85

PLEASE PAY THIS AMOUNT ▶ 2400
LOC. 39-FA ACCT. NO. 0214348012

READ YOUR METER MONTHLY

MAKE CHECK PAYABLE TO:

CENTRAL ELECTRIC COOPERATIVE, INC.

P.O. BOX 846 • 2098 N. HIGHWAY 97
REDMOND, OREGON 97756

METER READINGS		KWH	CHARGES
PRESENT	PREVIOUS	USAGE	
2707	2707		ESTIM 1437 ELC CHG. 3720
13013		RATE 19	
DEMAND READING		MULTIPLIER 1	

RASH JAMES T JR

09-16-85 TO 11-07-85 DUE DATE 11/18/85

PLEASE PAY THIS AMOUNT ▶ 3720
LOC. 39-FA ACCT. NO. 0214348012
READ YOUR METER MONTHLY

RASH

NEWTON PUMP & IRRIGATION INC.

1921 N. 6TH

REDMOND, OREGON 97756

PHONE 548-3502

HILLSIDE ACREG - OFF
GERRING MKT. RD

SUBJECT: PUMP ESTIMATE - 382-5642

DATE 8-13-77

FOLD

MF 75-52 3/4 20 20 10

1 - ~~MF 50-32~~ 1/2 H.P. 230 V SUB. PUMP 351.00

UNIT WITH CONTROL BOX 20 X 20 X 40" \$ 307.00

1 - AP 200 AQUA BEVIE VALVE 148.00

1 - 1/4" CHECK VALVE 14.12

75' - 1/2" 160# PVC PIPE TO HOUSE 22 16.77

25' - 1/4" GALV. PIPE (APPROX) .97 24.25

MISC. FITTINGS 60.00

INSTALLATION 100.00

20' - #14/3 UF W/BROD - SPLICE 8.00

\$ 677.87

\$ 705.37

BUILD PUMP HOUSE - BOX

SIGNED

KLN



FORM NO. PK111R-2
AVAILABLE FROM BUSINESS ENVELOPE MANUFACTURERS, INC. • PEARL RIVER, N.Y. • BRONX, N.Y. • CLINTON, TENN. • MELROSE PARK, ILL. • ANAHEIM, CALIF.

LOT # 575084
PRINTED IN U.S.A.

R. E. Borlen Electric
63795 O.B. Riley Rd.
Bend, OR 97701
882-6551

Tremolo
Property
Elect For Irrigation
system

Date 9/14 1983

To James T. Rush Jr.
Address P.O. Box 858
City Marion, Virginia 24354
703-783-8111 work

200 A service at
65317 Gerking mfg Rd
Bend, Or 97701

1	200 A Panel	144. ⁰⁰
15'	Material w/wire.	32. ⁰⁰
1	gal red w/wire + clamps.	8. ⁵⁰
75'	Pump wire w Cord ends.	10. ⁵²
	Permit	25. ⁰⁰
4	labor + Overhead	120. ⁰⁰
	Total Due	410. ⁰²

411.⁰⁰

10% discount if paid by
the 30th of the month. 9/30/83

1 1/2% on all accounts past
30 days. 18% Annual Rate.

paid 369.⁰²
9/28/83

NEWTON PUMP & IRRIG.
1921 No. 6th St.
Redmond, Oregon 97756

Jim Nash
Box 858
Marion, Virginia 24354

9/23/83

10	-3"x30' Aluminum mainline w/3" valves	\$695.00
8	-3"x30' Aluminum mainline w/3" main couplers	332.00
2	-3"x2" Valve opening elbows	83.16
2	-2" end plugs	15.30
2	-3" end plugs	19.40
2	-2"x40' Aluminum lateral w/main line #30 sprinklers w/ 9/64"x3/32" nozzles & 12" risers. (5.1 ft. x 40 ft.)	98.26
2	-2"x20' Aluminum lateral same as above	73.06
57'	-2" 51 charge hose (Pump to main)	56.86
1	-2" Metal adapter w/clamp	4.95
1	-3"x3" line tee w/2" alvanized coupler & 2" metal adapter - clamp - weldin	52.28

Miscellaneous Fittings:

1" union, 1" gate valve, 1"x2" nipple, 1" alvanized tee, 1" x 1/2" nipples 4, 2"x1 1/4" bell reducer, 1 1/4"x1" union, 1" end plugs 6, 8' Protext heat tape, Dif. PS. switch, PS. switch, tape.

53.36

Installation & Test

	225.00
TOTAL OF MATERIALS & LABOR	1,709.13
AMOUNT DUE IS QUOTE PRICE OF	\$1,687.79

NEWTON PUMP, INC.

Pumps are our Business
-not a Sideline

PHONE 548-3502

REDMOND OREGON 97756

A SERVICE CHARGE OF 1 1/2% PER MONTH WILL BE CHARGED ON ALL BALANCES PAST DUE AFTER 30 DAYS
COSTS PLUS REASONABLE ATTORNEY FEES TO BE ADDED IN CASE OF SUIT FOR COLLECTION

Customer's Order No.		Date		4.25.1984	
Name		JIM RASH			
Address		P.O. BOX 85B			
		MARION, VIRGINIA		24354	
SOLD BY	CASH	C.O.D.	CHARGE	ON ACCT.	MDSE. RETD.
K			X		
QUAN	DESCRIPTION			PRICE	AMOUNT
	TREATMENT MATERIALS AT				
	DANALO FARM				
2	3" x 2" x 2" VALVE				
	CREAMING TEE			42.25	84.50
4	2" END PLUGS			6.00	24.00
1	2" 90° ELBOW				26.00
3	2" x 40' LATERAL WITH				
	SPRINKLERS & RISERS			53.05	160.95
3	2" x 20' LATERAL WITH				
	SPRINKLERS & RISERS			37.15	111.45
	FRUIT AND DELIVERY				60.00
	NOZZLE SIZE 9/16" x 3/32"				
	5.1 GPM, 12" RISES				
	TOTAL			\$	466.90

All claims and returned goods MUST be accompanied by this bill.

THANK YOU -

23185

Rec'd By

Flatpakit * Moore Business Forms, Inc. s

5103

James Rash, Jr.
P. O. Box 218
Atkins, VA 24311
May 28, 1986

Mr. Michael J. Mattick
Engineer Technician
Water Resources Department
Water Master District 11
117 NW Lafayette
Bend, Oregon 97701

Dear Mr. Mattick

In reply to your letter dated May 16, 1986, I submit the following information as requested:

1. This land was first irrigated on or about 1976 or 1977 by my neighbor, Ronald Parks, as he used the land for grazing and pasture of his livestock. This went on for several seasons until the grass was depleted by overuse.
2. Since the stoppage of grazing, a hay crop has been grown and cut by Mr. John Kiesow.
3. The method of irrigation has been by seven sprinkler heads, Rainbird # 30 with 9/64 x 3/32 nozzles on 12" risers delivery of 5.1 GPM at 40 PSI using a 3/4 HP submersible pump located in a 20,000 gallon cistern.
4. A sketch is not available, but a local person by the name of Dick Collver would be happy to give you any other details if needed. His phone number is (503) 382-5643.

I have attached his statement concerning the water and crop use.

I have also attached copies of power usage for your review, as there is no other equipment on the property except for the water pump to run the irrigation system. You can see the ups and downs of the power consumption.

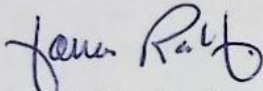
Other various receipts are attached to show cistern installation, pump and irrigation pipe, sprinklers, wire, etc.

I have worked on this project with the Tumalo Irrigation District, in particular, Mr. Ron Reinhart, also Ralph McNutty.

Mr. Michael J. Mattick
May 28, 1986
Page 2

I hope this clears up the matter in question. Please let me know if you need more information. Please correspond to the new address above, or phone (703) 783-8111, extension 230 daytime or (703) 783-3710 in the evenings.

Yours truly


James Rash, Jr.

JTR:jhc

James Rash called me 6/5/86.

*He explained where his irrigated property is.
I will resurvey as soon as possible and
write to him explaining what I found.
MM*

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

LIF 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 *41221* PERMIT NO. 019628 CERTIF. NO. 0026050

NAME: JAMES L. HEARD

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

ADDRESS: TID, 64697 COOK AVE

T000029241

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 1980*

YR.LAST USED-----> _____

NEXT ACTION DUE--> _____

PRIORITY-----> 10 29 1913

PUT TO USE-----> *10 01 1980*

LAST TRANS.DATE--> _____

LAST TRANS.TYPE--> _____

APPLICATION--> *01 10 1979*

SURVEYED----->

EXAM.FEE-----> *20.00*RECORDING FEE-----> *10.00*PERMIT ISSUE--> *03 15 1979*

CONCURRENCE----->

CYCLE STATUS-----> _____

REPORTED FLAG-----> _____

CONSTR.STRT.--> *03 15 1979*

CERTIFIED----->

CORRES.INIT.-----> _____

CORRES.DATE-----> _____

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

RIV.MI. RATE

STATUS S OR P

170S 110E 23 A C 05 1980 1320

V

P

180S 100E 02 D B 05 1980 1320

0.020

V

170S 090E 31 C A

V

D B

V

D D

V

180S 090E 02 B D

V

PLACE-OF-USE DATA:

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

160S 120E 19 C D 09 IR 100 1.00 V P

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

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

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

** *27841*, -----

** -----

** -----

** -----

** -----

V.R.I.S.

Assembled *4-11-85* by *SRH*Entered *03*

Verified _____ by _____

0.020

DESCHUTES RIVER

W T-0982-C1

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

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

WATER RIGHT NO. T0000 ~~41222~~ PERMIT NO. 009493 CERTIF. NO. 0031412
 ORIG. NO. C000313121 PREV. NO. ~~C000314121~~ SUPER. NO.
 T0000 ~~29242~~

NAME: JAMES L. HEARD

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 1980

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1905

PUT TO USE-----> 10 01 1980

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION---> 01 10 1979

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE----->

10.00

PERMIT ISSUE--> 03 15 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> 03 15 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-->

** 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 120E 19 C D 09 IR 100 1.00

V

S

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

W.R.I.S.

Assembled 4-11-85 by SD

Entered by

Verified by

0.0015

CRESCENT LAKE RES

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 *41223* PERMIT NO. 000624 CERTIF. NO. 0026501

NAME: JAMES L. HEARD

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

ADDRESS: TID, 64697 COOK AVE

1000029243

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 1980*

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 04 07 1911

PUT TO USE-----> *10 01 1980*

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION---> *01 10 1979*

SURVEYED----->

EXAM.FEE-----> *20.00*RECORDING FEE-----> *10.00*PERMIT ISSUE--> *03 15 1979*

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> *03 15 1979*

CERTIFIED----->

CORRES.INIT.----->

CORRES.DATE----->

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 % CHSMTV ACRES STATUS S OR P

160S 120E 19 C D 09 IR 100 1.00

V

S

W.R.I.S.

Approved *7-11-85* *SLA*Entered *SL*Verified *by*

February 18, 1983

RECEIVED

MAR 7 1983

**WATER RESOURCES DEPT.
SALEM, OREGON**

Office of the Water Master
1507 N. E. First Street
Bend, Oregon 97701

RE: T-4122

To the Watermaster:

I request a field survey of the above transfer.

I certify that completion of works and of use of the water has been accomplished within the provisions of the transfer orders.

I have not abandoned this water right, and I have not ceased nor failed to use the water on an 2.5 - acre area of my land for any period of five successive years.

Marquerite E. Davis

BILLINGS
1.0 acres

RECEIVED
JAN 4 1973

STATE ENGINEER
SALEM, OREGON

SEC 19

TWP 16

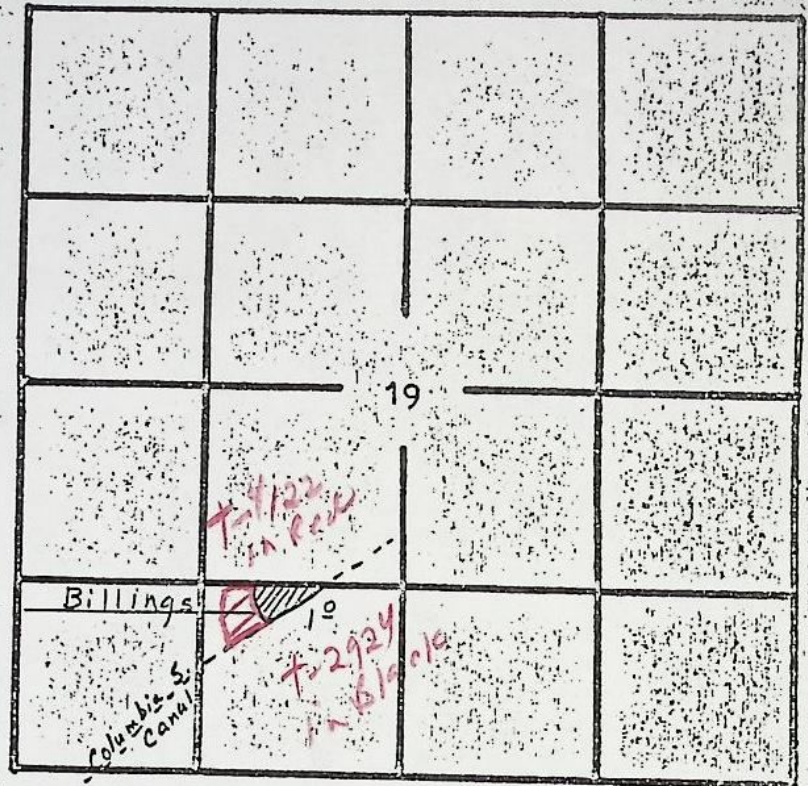
RANGE 12

Primary Right
Priority Dates from
April 28, 1905
Cert. No. 31412
10.18

SUPPLEMENTAL RIGHT
Priority dates from
April 7, 1911
Permit No. 624
Cert. No. 26051
10.18

SUPPLEMENTAL RIGHT
Priority dates from
Oct. 29, 1913
Permit No. 19628
Cert. No. 26050
10.18

N
↑
S



RECEIVED

JAN 19 1979

WATER RESOURCES DEPT.
SALEM, OREGON

TRANSFERED FROM: NE $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF SEC 26 TWP 16 RANGE 11

TRANSFERED TO: SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SEC 19 TWP 16 RANGE 12

PUMPING RIGHTS ONLY

RECEIVED

MAR 8 1979

WATER RESOURCES DEPT.
SALEM, OREGON

T 2924

RECEIVED

NOV 25 1980

WATER RESOURCES DEPT
SALEM, OREGON

TUMALO IRRIGATION DISTRICT

64697 COOK AVE.
BEND, OREGON 97701

Phone 382-3053

NOTICE OF COMPLETION OF CHANGE IN

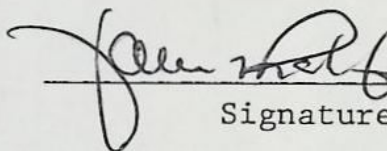
Place of Use

PURSUANT TO TRANSFER APPLICATION NO. 4122

I, James T. Rash, 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 October 1, 19 80.

11/17/80

Date



Signature

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

OK
JCY

RECEIVED RECEIVED

MAR 8 1979

DEC 4 1978

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

Application for Transfer of Water Right

RECEIVED

RECEIVED

JAN 10 1979

WATER RESOURCES DEPT.
SALEM, OREGON

JAN 19 1979

WATER RESOURCES DEPT.
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, James L. Heard / Tumalo Irrigation Dist.
(Name of applicant)

of 64697 Cook Ave. Bend.
(Mailing address) (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
please see remarks last pg. (If not, give name)

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

please see remarks last pg. number of certificate

3. Was your water right acquired by Water Right Permit? last pg. 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 Tumalo Creek adjudication

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	from			Number Acres To Be Irrigated
		Section	List ¼-¼ of Section		
16 S	11E	25	SW¼NW¼		1.0 from Heard

(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, 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		Number Acres To Be Irrigated
			List ¼-¼ of Section		
16S	12E	19	SE¼ SW¼		1.0 10 Rash

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are

~~that this water will be more beneficially used~~

15. Construction work will be completed on or beforenone needed.....

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

RemarksNote; This water will be coming off of transfered water Order # 2924
~~ISSUED~~ issued for 3.88 acres

.....Primary rights; Cert. # 26050 Water of Tumalo Cr. Crater Cr. Little Crater Cr. &
19628
.....and Three Springs Branches; Oct. 29, 1913 Primary 1632.9 ac. Supp. 5135.0 ac Permit #

.....Supp. Cert. # 31412 Vol. 23 KState Record of Water Rights date of priority;
1905 Supp. 26051 Vol. 18 Priority Apr. 7, 1911 Permit # 27841 Cresnet Lake Reservoir
priority date Dec. 8, 1961 Date of Tumalo Irrigation Board of Directors; Nov. 4, 1975

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.

Document prepared by Jeanine Brown

AFFIDAVIT OF APPLICANT

I, James L. Heard, 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 27th day of September, 1978

James L. Heard
(Name of applicant)

Subscribed and sworn to before me this 27th day of September, 1978

[Notarial Seal]

Raeel M. Harrison
NOTARY PUBLIC FOR OREGON

My commission expires ~~my~~ COMMISSION EXPIRES FEBRUARY 28, 1981.

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF
JACK VOGT (TUMALO IRRIGATION DISTRICT)
FOR THE APPROVAL OF A CHANGE IN PLACE
OF USE OF WATER FROM TUMALO CREEK,
DESCHUTES RIVER, CRATER CREEK, LITTLE
CRATER CREEK, AND THREE SPRINGS AND
CRESCENT LAKE RESERVOIR

ORDER APPROVING
TRANSFER NO. 2924

On November 20, 1973, Jack Vogt filed an application in the office of the State Engineer for the approval of a change in place of use of water from Tumalo Creek, Deschutes River, Crater Creek, Little Crater Creek and Three Springs and Crescent Lake Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Tumalo Irrigation District and recorded at page 26050, Volume 18, State Record of Water Right Certificates, confirms a right to the use of not to exceed 136.0 cubic feet per second of water from Tumalo Creek supplemented by the use of not to exceed 40.0 cubic feet per second of water from Crater Creek and not to exceed 34.0 cubic feet per second of water from Little Crater Creek and not to exceed 1.0 cubic foot per second from three spring branches for irrigation of, among other lands, 10.18 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Township 16 South, Range 11 East, W.M., 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 recorded at page 26051, Volume 18, State Record of Water Right Certificates, to the use of the waters of Crescent Lake Reservoir, with a date of priority of April 7, 1911; and permit No. 27841 for the use of waters of Crescent Lake Reservoir, with a date of priority of December 8, 1961.

The applicant herein, owner of the lands above described, proposes to transfer the water rights therefrom, without loss of priority, to 2.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 6.18 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25, Township 16 South, Range 11 East, W.M., 1.0 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$, and 1.0 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 19, Township 16 South, Range 12 East, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

The lands involved herein are within the boundaires of the Tumalo Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting held September 5, 1972.

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

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 10.18 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Township 16 South, Range 11 East, W.M., as evidenced by certificate recorded at page 26050, with a date of priority of October 29, 1913, together with the supplemental rights evidenced by certificates recorded at pages 26051 and 31412, be severed therefrom and simultaneously and without loss of priority transferred to 2.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 6.18 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25, Township 16 South, Range 11 East, W.M., 1.0 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$, and 1.0 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 19, Township 16 South, Range 12 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1974.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Tumalo Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon, this 7th day of March, 1974.

/s/ CHRIS L. WHEELER
State Engineer

BENEDICT, CHARLES

2.3 acres

HEARD

3.88 acres

RECEIVED

JAN 4 1973

STATE ENGINEER

SEC 25

TWP 16 N. E. M. OREGON

RANGE 11

PRIMARY RIGHT

Priority dates from

April 28, 1905

Cert. No. 31412

10.18

SUPPLEMENTAL RIGHT

Priority dates from

April 7, 1911

Permit No. 624

Cert. No. 26051

10.18

SUPPLEMENTAL RIGHT

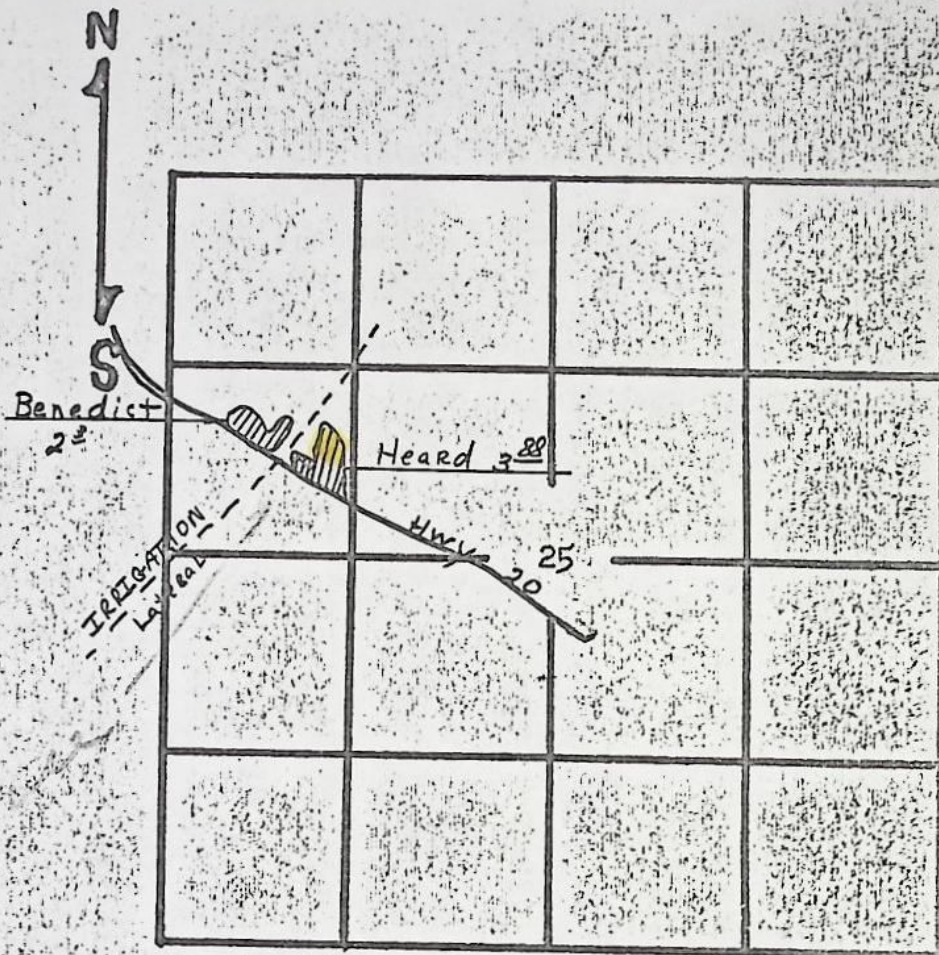
Priority dates from

Oct. 29, 1913

Permit No. 19628

Cert. No. 26050

10.18



TRANSFERRED FROM: NE 1/4 OF SE 1/4 OF SEC 26 TWP 16 RANGE 11

TRANSFERRED TO: SW 1/4 OF NW 1/4 OF SEC 25 TWP 16 RANGE 11

PUMPING RIGHT ONLY

T-2924

RECEIVED

DEC 4 1978

WATER RESOURCES DEPT.
SALEM, OREGON

RANGE

11E

T-4122

RECEIVED

JAN 10 1979

WATER	RESOURCES	DEPT.
SALEM, OREGON		

RECEIVED

JAN 19 1979

WATER RESOURCES DEPT.
SALEM, OREGON

TRANSFERRED FROM:

SW¹/₄NW¹/₄

SEC.

25

TWP. 16S

Re.

11E

TRANSFERRED TO:

NW¹/₄SW¹/₄

SEC.

19

TWP.

16S

R.

12E

RECEIVED

MAR 8 1979

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

MAR 8 1973

SW 1/4 SEC. 19 T. 16 S. R. 12 E. W. 1
DESCHUTES COUNTY

1"=200'

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

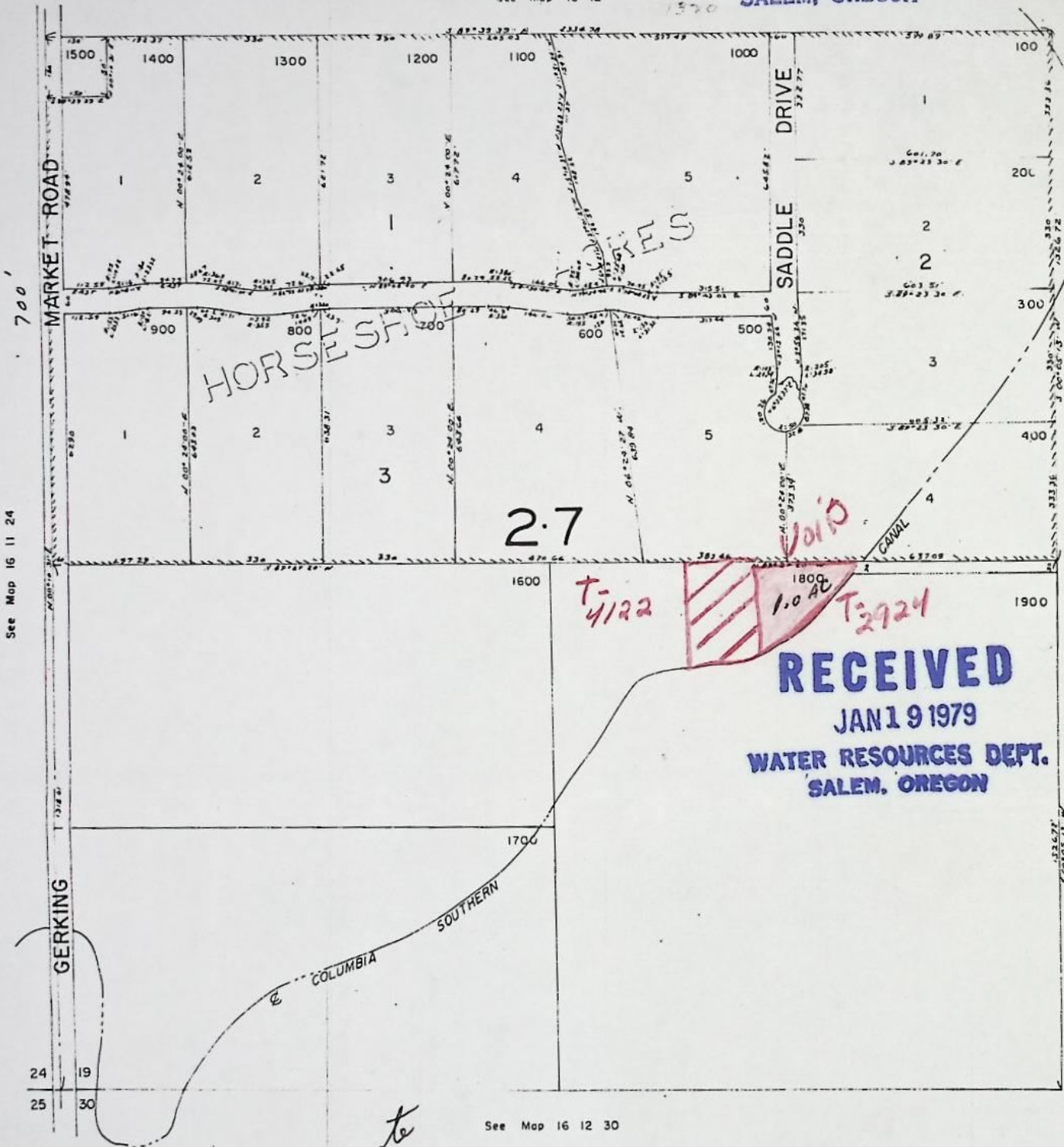
JAN 10 1979

WATER RESOURCES DEPT.
SALEM, OREGON

16 12 19C

T-4122

See Map 16 12



See Map 16 11 24

See Map 16 12

See Map 16 12 30

16 12 19C

Please note
changes
3/7/79
JEB

SE 1/4 SW 1/4 19-16-12

RECEIVED

MAR 8 1979

SW1/4 SEC. 19 T.16S. R.12E.W. WATER RESOURCES DEPT.
DESCHUTES COUNTY SALEM, OREGON

16 12 19C

1"=200'

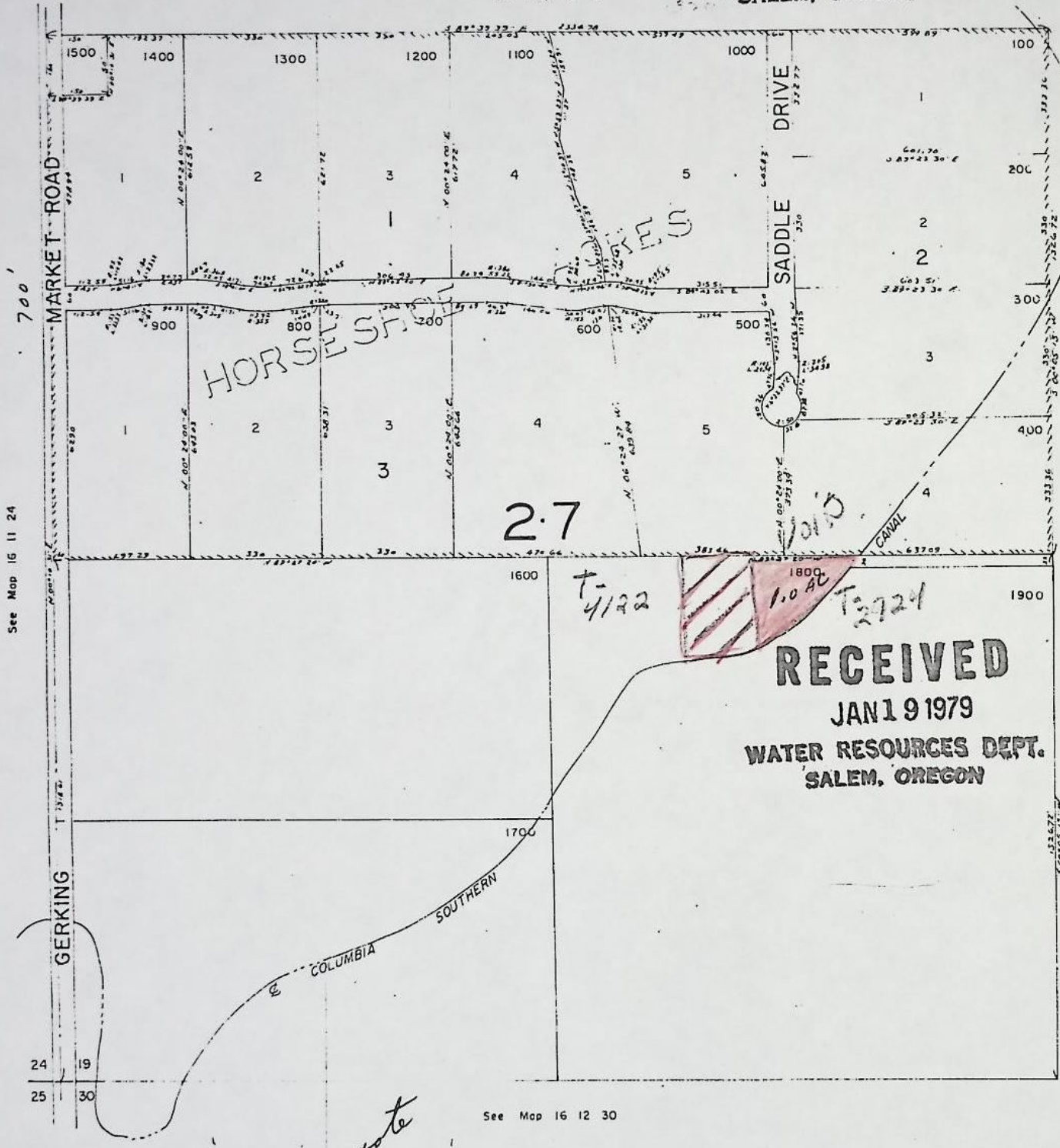
RECEIVED

JAN 10 1979

WATER RESOURCES DEPT.
SALEM, OREGON

T-4122

See Map 16 12



Please note
changes.
3/7/79
GEB

SE 1/4 SW 1/4 19-16-12

16 12 19C



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

March 5, 1979

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

RE: File No. T-4122

Dear Ms. Brown:

We received transfer application No. 4122 in the name of James L. Heard January 19, 1979 along with two supporting maps, the print of the map supporting earlier transfer No. 2924, and the statement from Morgan Elliott regarding use under the order approving transfer No. 2924.

As mentioned in my letter to you dated January 12, 1979, the proposed place of use is presently covered by the right for one acre transferred in by approval of transfer No. 2924. I am again enclosing the print of the map which supported the earlier transfer showing the location of the 1.0 acre where the right was transferred. It will be necessary to correct the map supporting Mr. Heard's application so there is no overlap of the earlier transfer.

I am returning transfer application No. 4122 and the two supporting maps.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:lcj

*Please note
Change
+ advice*

J. Brown

RECEIVED
MAR 8 1979
WATER RESOURCES DEPT.
SALEM, OREGON

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

RECEIVED

MAR 8 1979

WATER RESOURCES DEPT.
SALEM, OREGON

3/5/79

Dear Mr. Overcash,

I questioned Mr. Berger's Transfer # of
being T-4055? (Walter Berger's was T-4055) (4054 & 4143)

Harper Brown's application was #4055?
at any rate I sent Mr. Berger his 10⁰⁰ refund check.

I now am taking accounts of what needs
to be sent to you regarding:

T-4051	Deed of record ? not
T-2937	? ret for corr - March 7
T-4122	? ? maybe OK?
T-4097	? " "
T-4130	Deed of record ? not
T-4123	? holding pend completion of 4124

If you need any more information please advise

Thank You.

J. Brown

TUMALO IRRIGATION DISTRICT

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

1/17/79

Water Resources Dept.
Mill Creek Office park
555 13th St. N.E.
Salem, OR 97310
Regarding Transfer # 4122

RECEIVED
JAN 19 1979
WATER RESOURCES DEPT.
SALEM, OREGON

Dear Mr. Overcash,

In October, 1974 T- # 2924 in the name
of James Herd 16S-11E 25 SW NW 1/4 6.18 acres
of water was transferred into 16S 11E Section 25 SW 1/4
NW 1/4.

This 1.0 acre is now being transferred in T- 4122
to James Bush 16S 12E Section 19 SE 1/4 SW 1/4.

This water has been in use to my knowledge
and would be in terms of your order entered March 3, 1974.

Morgan Elliott
Manager of Tumalo Irrigation District



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

January 12, 1979

James L. Heard
c/o Tumalo Irrigation District
64697 Cook Avenue
Bend, Oregon 97701

RECEIVED
JAN 19 1979
WATER RESOURCES DEPT!
SALEM, OREGON

RE: File No. T-4122

Dear Mr. Heard:

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. 8434 is enclosed.

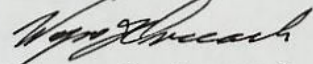
The proposed place of use is presently covered by rights transferred in by approval of an earlier transfer, No. 2924. A print of the map which supported this earlier transfer is enclosed. If the existing rights are still valid and it is intended to retain them, your application and map may be amended to describe and show another proposed place of use.

As mentioned in my earlier correspondence: Since it is intended to transfer the right from lands where the right was transferred in by approval of transfer No. 2924, it will be necessary for us to have knowledge that water was beneficially used at the proposed place of use as allowed under the terms of the order entered March 3, 1974, approving said transfer, prior to considering approval of a change from the location allowed. A statement from the manager of Tumalo Irrigation District may suffice.

Incidentally, the deed copy submitted indicates that 4 acres of water rights were conveyed with the property to James and Delores Heard. However, according to our records, only 3.88 acres of rights were transferred to Heard's property.

I am returning your transfer application No. 4122 and the two maps for completion. Please refer any correspondence to file No. T-4122.

Sincerely,


Wayne J. Overcash
Water Rights Engineer

WJO:lcj



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

RECEIVED

JAN 10 1979

WATER RESOURCES DEPT.
SALEM, OREGON

December 6, 1978

James L. Heard
c/o Tumalo Irrigation District
64697 Cook Avenue
Bend, Oregon 97701

T-4122

Dear Mr. Heard:

Your water right transfer application for approval of a change in place of use of water within Tumalo Irrigation District, together with two supporting maps, was not accompanied by statutory fees of \$30; therefore, it could not be filed.

Please review the present and proposed places of use: According to our maps and the enclosed copy of the map supporting the earlier transfer No. 2924, the highway and lands allowed a right as provided by the order approving transfer No. 2924 are located farther north than the area illustrated on your supporting map as the area to be divested of the water right.

It will be necessary to correct either item No. 13 or the map to be in agreement in locating the proposed place of use in Section 19. Item No. 13 presently notes the NW $\frac{1}{4}$ SW $\frac{1}{4}$; the map shows the area in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and notes the proposed place of use in the SE $\frac{1}{4}$ SW $\frac{1}{4}$. If the proposed place of use is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, will you please further show how this transfer will fit in with the earlier transfer No. 2924, wherein 1.0 acre of right was also transferred to the SE $\frac{1}{4}$ SW $\frac{1}{4}$. A print of the map supporting transfer No. 2924, showing the location of the right for the 1.0 acre as allowed, is also enclosed.

Since it is intended to transfer the right from lands where the right was transferred in by approval of transfer No. 2924, it will be necessary for us to have knowledge that water was beneficially used at the proposed place of use as allowed under the terms of the order entered March 3, 1974, approving transfer No. 2924, prior to considering approval of a change from the location allowed. A statement from the manager of Tumalo Irrigation District may suffice.

I am returning the transfer application and the two supporting maps for completion and resubmission with the required fees.

Sincerely,

Wayne J. Overcash
Wayne J. Overcash
Water Rights Engineer

1/5/79
WJO:lcj

Please Note
I have sent new map which helps
identify identify. if any questions
Please advise - J. BROWN

Bend Title Co.
Bend Ok 97701

1.0 Ac Transfer of
water
James Heard -
To James Rash

Please note ownership -

ownership - J. Heard

T-4122

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

15715

Vol 244 Page 157

WARRANTY DEED

JACK N. VOGT, Grantor, conveys and warrants to JAMES
HEARD and DOLORES HEARD, husband and wife, Grantees, the real
property described as:

That portion of the Southwest Quarter of the Northwest
Quarter of Section Twenty-five (25), Township Sixteen
(16) South, Range Eleven (11) East of the Willamette
Meridian, Deschutes County, Oregon, lying Northerly of
the Bend-Sisters Highway (U.S. 20), and Easterly from
an existing waste-way irrigation ditch, said ditch ex-
tending from a point on the Northerly right-of-way of
said U.S. Highway 20, said point being located 705.0
feet from the intersection of the Northerly right-of-
way of U.S. Highway 20 with an existing fence located
near the Easterly boundary of the said Southwest Quarter
Northwest Quarter, said ditch then extending in a North-
easterly direction 874.0 feet to its intersection with
said existing fence line.

TOGETHER with four (4) acres of Tumalo Irrigation District
water rights.

Free of encumbrances save and except:

1. Reservations in patents;
2. Easements and restrictions of record; and
3. Liens and encumbrances suffered or permitted by the
Grantees.

The true and actual consideration for this conveyance is
\$6,312.00.

DATED this 22 day of January, 1977

Jack N. Vogt

STATE OF OREGON

County of Deschutes

Personally appeared the above named JACK N. VOGT and
acknowledged the foregoing instrument to be his voluntary act.
Before Me:

Willard E. Johnson

Notary Public for Oregon

Warranty Deed

EXPIRES: FEBRUARY 28, 1980 My Commission expires:

11/30/77