

Name Carl A. Bricken  
 By Tumalo Irrigation Dist.  
 Address 64697 Cook Ave.  
Bend, OR 97201

4052

## DESCRIPTION OF WATER RIGHT

Name of stream Tumalo Creek, et al.  
 Trib. of \_\_\_\_\_ County of Deschutes  
 Use \_\_\_\_\_  
 Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_  
 Name of ditch \_\_\_\_\_  
 Date of priority Oct. 27, 1913  
 In name of \_\_\_\_\_  
 \_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
 App. No. 3263 Per. No. 19628 Cert. No. 26050  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

Change in POU  
 Date filed Sept 19, 1978  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 12-22-78 Vol. 31, page 524  
 Date for application of water Completed  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

## FEES PAID

Date	Amount	Receipt No.
<u>9-19-78</u>	<u>30-</u>	<u>6209</u>
TOTAL . . .		
	Cert. Fee	

## FEES REFUNDED

Date	Amount	Check No.

3-5-79 WJD  
 Surveyed 7/85 (Couch Mt. Archaes)

## REMARKS

W.R.I.S.

Assembled 7-4-85 by SK

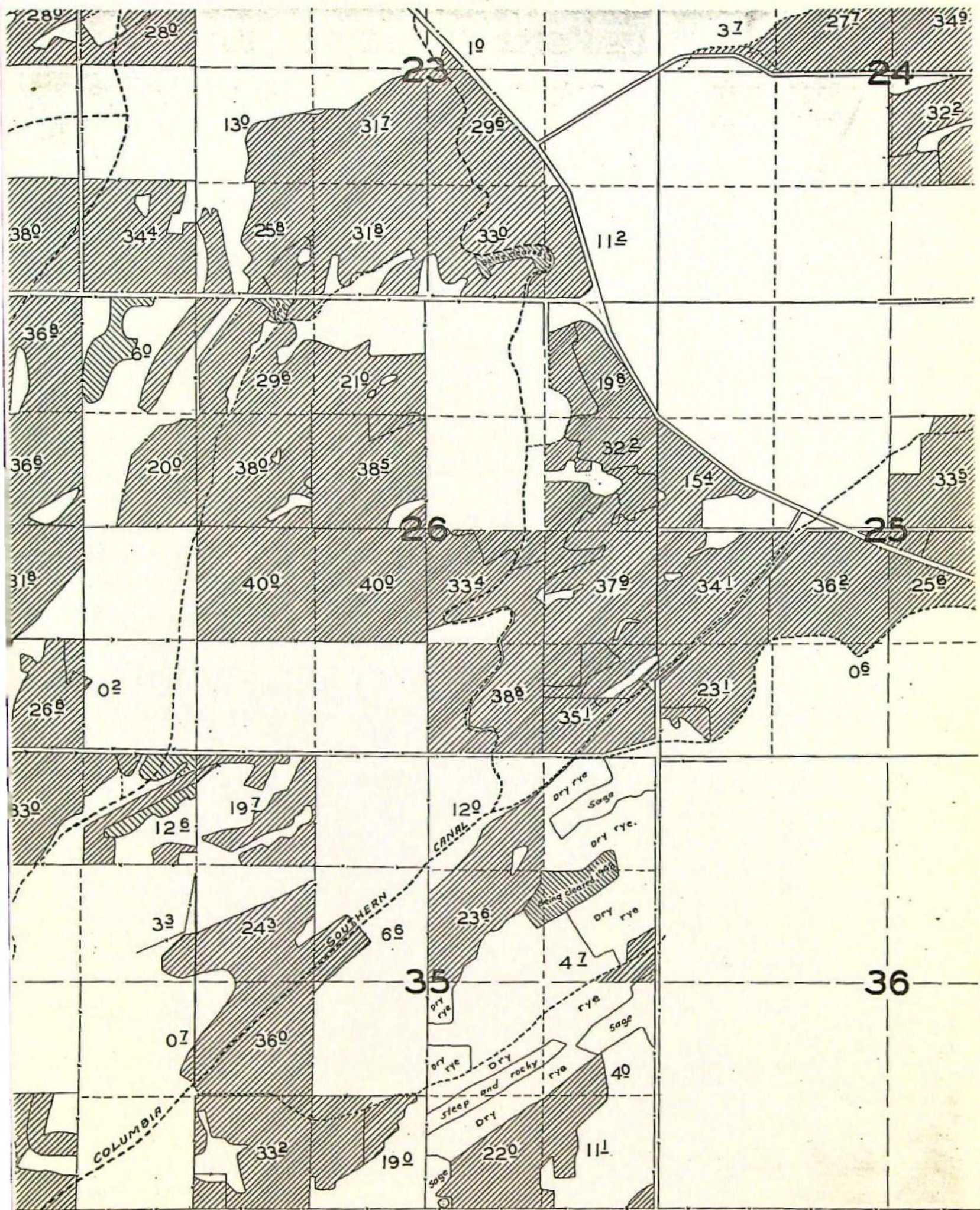
Entered \_\_\_\_\_ by \_\_\_\_\_

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

TO BE ENTERED WHERE CHECKED

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











BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF )  
CARL A. BRICKEN (TUMALO IRRIGATION )  
DISTRICT) FOR APPROVAL OF A CHANGE )  
IN PLACE OF USE OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 4052

On September 19, 1978, an application was filed in the office of the Water Resources Director by Carl A. Bricken 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.

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 3.4 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  of 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, for the use of water from Deschutes River, with a date of priority of 1905; certificate 26051, Volume 18, for the use of waters of Crescent Lake Reservoir, with a date of priority of April 7, 1911; and by permit No. 27841 for the use of waters of Crescent Lake Reservoir, with a priority date of December 8, 1961.

The applicant herein, owner of the lands above described, proposes to transfer the water rights therefrom, without loss of priority, to a certain 3.4 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 26, Township 16 South, Range 11 East, W.M. (Barry Peril).

The lands involved herein are within the boundaries of the Tumalo Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting held September 13, 1977.

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.



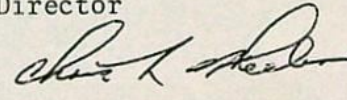
NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that NO time need be fixed for completion as the change in place of use of water is completed.

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 22nd day of December, 1978.

James E. Sexson  
Director

By   
Deputy



RECEIVED  
DEC 18 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

RECEIVED  
DEC 4 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

T-4052  
RECEIVED  
SEP 19 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

## Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Carl A. Bricken Carl A. Bricken  
(Name of applicant)  
of 19045 Couch Mt Rd, Bend  
(Mailing address) (City)  
State of Ore, 97701, 382-5681, 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. Tumalo Irrigation District  
(If not, give name)
2. Was your water right determined by Decree of Court? No If so, give title of proceedings  
(Yes or No)  
Tumalo Creek Decree - May 1, 1911 number of certificate
3. Was your water right acquired by Water Right Permit? Yes 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.

- Tumalo Creek, Crater Creek, Little Crater Creek and  
4. The source of water is Three Creek Branches  
(See remarks section for discription of supplemental rights involved in change)
5. What is the date of priority of your water right? Oct. 29, 1913
6. The authorized point of diversion is located ..... ft. ..... and ..... ft. ..... from the .....  
(N. or S.) (E. or W.)  
corner of ..... being within the ..... 1/4 ..... 1/4 of Section ..... Tp. ..... R. .... W. M.,  
(No. N. or S.) (No. E. or W.)  
in the county of Deschutes The name of the ditch used is Tumalo Feed Canal

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

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



8. The use to which the water is applied is Irrigation

(Irrigation, Mining, Power, Manufacturing, etc.)

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

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
16 S	11 E	26	NW $\frac{1}{4}$ SE $\frac{1}{4}$	3.4

(If more space required, attach separate sheet)

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

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

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

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

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
please see attached letter Pacific First NW Federal Savings		

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	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
<del>17 S</del> 16 S	11 E	26	<del>SE<math>\frac{1}{4}</math> SW<math>\frac{1}{4}</math></del> SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of NE $\frac{1}{4}$ corrected 12-14-78 9013	3.4

(If more space required, attach separate sheet)



14. Reasons for the proposed changes are Neighbor needs it I  
don't - that the water will be of more beneficial use

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

16. The water will be completely applied to the proposed use on or before April 1st 1978

Remarks Land already irrigated

Supplemental supplies from: Tumalo Creek, Crater Creek, Little Crater Creek under Cert. #26050 with priority of Oct. 29, 1913 (38.8 acres); Deschutes River (Crescent Lake) under cert. #26051 with a priority of Apr. 7, 1911 (38.8 acres); Deschutes River (Crescent Lake) under certificate #31412 with a priority of 1905 (38.8 acres).

Tumalo Board of Directors approved Sept. 13, 1977

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

#### AFFIDAVIT OF APPLICANT

I, Carl A. Bricken, 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 17th day of Oct., 19 77

Carl A. Bricken  
(Name of applicant)

Subscribed and sworn to before me this 17 day of Oct, 19 77

[Notarial Seal]

Margaret H. Elliott  
NOTARY PUBLIC FOR OREGON

My commission expires March 28, 1981



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

11F 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. T000040521 PERMIT NO. 019628 CERTIF. NO. 0026050  
 ORIG. NO. A000032631 PREV. NO. A000032631 SUPER. NO.

NAME: CARL A. BRICKEN

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---&gt;

CONSTR.COMPLT--&gt; 12 22 1978 YR.LAST USED--&gt;

NEXT ACTION DUE--&gt;

PRIORITY-----&gt; 10 29 1913

PUT TO USE-----&gt; 12 22 1978 LAST TRANS.DATE--&gt;

LAST TRANS.TYPE--&gt;

APPLICATION--&gt; 09 19 1978

SURVEYED-----&gt;

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

RECORDING FEE-----&gt;

10.00

PERMIT ISSUE--&gt; 12 22 1978

CONCURRENCE-----&gt;

CYCLE STATUS-----&gt;

REPORTED FLAG-----&gt;

CONSTR.STRT--&gt; 12 22 1978

CERTIFIED-----&gt;

CORRES.INIT-----&gt;

CORRES.DATE-----&gt;

 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

 V  
 V  
 V  
 V  
 V  
 V

P

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

\*\* CHANGES. 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

160S 110E 26 A C 09 IR 100 3.40 V P

W.R.I.S.

Approved 4-9-85 J.S.D.

Entered \_\_\_\_\_

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 40522 PERMIT NO. 009493 CERTIF. NO. 0031412  
 ORIG. NO. C000313121 PREV. NO. C000314121 SUPER. NO.

NAME: CARL A. BRICKEN

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--> 12 22 1978

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1905

PUT TO USE-----> 12 22 1978

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION---> 09 19 1978

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE-----> 10.00

PERMIT ISSUE--> 12 22 1978

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> 12 22 1978

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

0.005

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  
 1605 110E 26 A C 09 IR 100 3.40

STATUS

S OR P

V

S

\*\* - - - - -

\*\* - - - - -

\*\* - - - - -

\*\* - - - - -

W.R.I.S.

Accrued 4-4-85 1,500

Entered 83

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 40523 PERMIT NO. 000624 CERTIF. NO. 0026501

NAME: CARL A. BRICKEN

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---&gt;

CONSTR. COMPLT---&gt; 12 22 1978 YR. LAST USED-----&gt;

NEXT ACTION DUE--&gt;

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

PUT TO USE-----&gt; 12 22 1978 LAST TRANS. DATE--&gt;

LAST TRANS. TYPE--&gt;

APPLICATION---&gt; 09 19 1978

SURVEYED-----&gt;

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

RECORDING FEE-----&gt;

10.00

PERMIT ISSUE--&gt; 12 22 1978

CONCURRENCE-----&gt;

CYCLE STATUS-----&gt;

REPORTED FLAG-----&gt;

CONSTR. STRT.--&gt; 12 22 1978

CERTIFIED-----&gt;

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

CORRES. DATE-----&gt;

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

RIV. MI.

RATE

STATUS S OR P

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

V

S

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

V

S

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

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

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

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

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

USE % CNSMTV ACRES

STATUS S OR P

160S 110E 26 A C 09 IR 100 3.40

V

S

\*\*----->  
\*\*----->  
\*\*----->  
\*\*----->

W.R.I.S.

Approved 4-4-85 by SDA

Entered by

Verified by



From Carl Bricken

RECEIVED

SEP 19 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

T-4052

SEC. 26 TWP. 16S RANGE 11E

Primary right Cert. # 26050  
33.4 ac. priority Oct. 29, 1913  
under permit # 19628

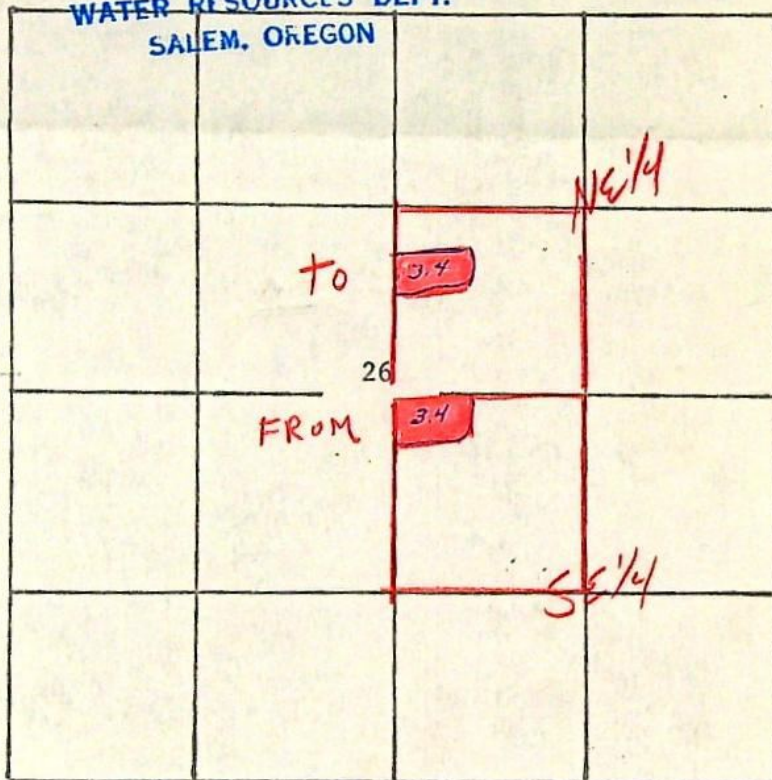
Supp. Cert. # 26051 33.4 ac.  
priority of Apr. 7, 1911  
under permit # 624

Supp. Cert # 31412 33.5 ac.  
priority of 1905

RECEIVED

DEC 4 1978

WATER RESOURCES DEPT.  
SALEM, OREGON



From Carl Bricken

TRANSFERRED FROM: NW 1/4 SE 1/4 SEC. 26 TWP. 16S R. 11E

TR; Barry Peril

TRANSFERRED TO: SW 1/4 NE 1/4 SEC. 26 TWP. 16S R. 11E

RECEIVED

DEC 18 1978

WATER RESOURCES DEPT.  
SALEM, OREGON





## Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

December 12, 1978

Carl A. Bricken  
c/o Tumalo Irrigation District  
64697 Cook Avenue  
Bend, Oregon 97701

**RECEIVED**

DEC 18 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

RE: File No. T-4052

Dear Mr. Bricken:

The copy of the warranty deed to support transfer application No. 4052 was received December 7, 1978.

The location given in item No. 13 is still not in agreement with the location shown in the map. Item No. 13 lists the place of use in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  and the map shows the proposed place of use will be in the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 26.

I am returning transfer application No. 4052 and the map for completion.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj

*See Connected F2 - #13  
12-14-78 JCS-*





**Pacific First Federal  
Savings** and Loan Association

956 N. W. Bond Street, Bend, Oregon 97701, (503) 382-2866

**RECEIVED**

SEP 19 1978

**WATER RESOURCES DEPT.  
SALEM, OREGON**

T-4052

Virginia M. Bartle, Assistant Secretary

November 4, 1977

Mr. Del Crilly - Business Asst.  
Tumalo Irrigation District  
64697 Cook Ave.  
Bend, Oregon 97701

RE: Carl A. Bricken  
Water Rights

Dear Mr. Crilly:

This is to advise that it is acceptable to Pacific First Federal  
to transfer 3,4 acres of water to Mr. Barry Peril.

Yours truly,

A handwritten signature in cursive script that reads 'Virginia M. Bartle'.

Virginia M. Bartle  
Asst. Secretary

vmb



ownership -

Carl Bricken

T. 4052

RECEIVED

DEC 6 1970

WATER RESOURCES DEPT.  
SALEM, OREGON

16155

244 692

Unless a change is requested, all tax statements shall be sent to  
Grantee at the following address: Carl A. Bricken, 12045 Couch  
Market Road, Bend, Oregon 97701

(Correcting instrument recorded at Vol. 225, p. 187, Deed Records)

WARRANTY DEED

PETER H. KOEHLER and ALICE KOEHLER, husband and wife,

Grantor, convey and warrant to CARL A. BRICKEN and SIDNEY B.

BRICKEN, husband and wife, Grantee, the following described real  
property free of encumbrances except as specifically set forth  
herein:

The Northwest Quarter of the Southeast Quarter  
(NW1/4SE1/4) of Section Twenty-six (26), Township  
Sixteen (16) South, Range Eleven (11) East of  
the Willamette Meridian, Deschutes County, Oregon.

TOGETHER WITH appurtenant Tumalo Irrigation Dis-  
trict water right of thirty-three (33) acres, more  
or less.

TOGETHER WITH a perpetual non-exclusive easement  
to use for roadway purposes a strip of land  
twenty (20) feet in width following an existing  
roadway occupying the east twenty (20) feet of  
the West Half of the Northeast Quarter (W1/2NE1/4) of  
said Section, Township and Range between Couch  
Market Road and the said Northwest Quarter of the  
Southeast Quarter (NW1/4SE1/4), which right of way is  
intended to benefit the said Northwest Quarter of  
the Southeast Quarter (NW1/4SE1/4) and the Northeast

Quarter of the Southeast Quarter (NE1/4SE1/4).  
As the condition that Grantee, their successors  
and assigns shall pay to the vestee of the servient  
property, their successors and assigns, for the  
maintenance of such roadway in proportion to  
frequency and character of use thereof.

SUBJECT TO:

1. Taxes deferred under Exception #2 below.
2. As disclosed by the tax roll, the premises  
herein described have been zoned or classified for  
farm use. At any time that said land is disqual-  
ified for such use, the property will be subject  
to additional taxes or penalties and interest.

Map 1, 6-65

Warranty Deed

Page 1



RECEIVED

DEC 4 1977

WATER RESOURCES DIV.

244 693

1. The existence of roads, irrigation ditches and canals, telephone, telegraph and power transmission facilities.

4. Rules, regulations and assessments of Tumalo Irrigation District.

5. Easement for Deschutes County Municipal Improvement District Canal as shown on the Deschutes County Tax lot map.

6. Conditions, including the terms and provisions thereof, in Deed from Towner M. Menefee and Elizabeth C. Menefee, husband and wife, to Peter H. Koehler and Alice Koehler, husband and wife, dated June 1, 1965, recorded June 23, 1965 in Volume 147 page 169 Deed records that Grantees, their successors and assigns, shall pay for a share of the maintenance of such road based upon proportionate user thereof.

7. Mortgage, including the terms and provisions thereof, executed by Towner M. Menefee and Elizabeth C. Menefee, husband and wife, to The Connecticut Mutual Life Insurance Company, a corporation, dated April 5, 1966, recorded April 28, 1966 in Volume 147 page 93 Mortgage records, given to secure payment of a note for \$25,500.00, which Mortgage and the debt secured by said Mortgage will be paid and satisfied in full by Towner M. Menefee and Elizabeth C. Menefee, husband and wife, on or before January 20, 1976.

8. Mortgage, including the terms and provisions thereof, executed by Peter H. Koehler and Alice M. Koehler, husband and wife, to the United States National Bank of Oregon, dated November 8, 1974, recorded November 8, 1974 in Volume 198 page 912 Mortgage records, which Mortgage and the debt secured by said Mortgage will be paid and satisfied in full by Grantor on or before January 20, 1976.

The true consideration for this conveyance is \$106,850.00.

DATED this 30 day of January, 1977.

PETER H. KOEHLER

ALICE KOEHLER



244 694

STATE OF OREGON, County of ~~Washington~~ <sup>Deschutes</sup>, ss: January 30, 1977.

Personally appeared the above name PETER H. KOEHLER and ALICE KOEHLER, husband and wife, and acknowledged the foregoing instrument to be their voluntary act. Before me:

*Martin Which*

NOTARY PUBLIC FOR OREGON

My Commission expires: 8/1/80



16155

STATE OF OREGON

County of Deschutes  
The foregoing instrument was acknowledged before me on the 30th day of January, 1977, at 12:00 o'clock P.M. and recorded in Book 244, Page 694.

*Sub*  
ROSEMARY PATTERSON  
County Clerk

By *Anna Patton* Deputy

MARTIN WHICH  
Warranty Deed  
VNA  
BNC



Ownership -

T. Sanger

4052  
Bricken

75.77

Vol. 225 187

Unless a change is requested, all tax statements shall be sent to  
Grantee at the following address: Carl A. Bricken  
19045 Couch Market Road - Bend, Oregon 97701

WARRANTY DEED

PETER H. KOEHLER and ALICE KOEHLER, husband and wife,  
Grantor, convey and warrant to CARL A. BRICKEN and SIDNEY B.  
BRICKEN, husband and wife, Grantee, the following described real  
property free of encumbrances except as specifically set forth  
herein:

The Northwest Quarter of the Southeast Quarter  
(NW $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section Twenty-six (26), Township  
Sixteen (16) South, Range Eleven (11) East of  
the Willamette Meridian, Deschutes County, Oregon.

TOGETHER WITH appurtenant Tumalo Irrigation Dis-  
trict water right of thirty-three (33) acres, more  
or less.

TOGETHER WITH a non-exclusive right of way to and  
from and between said Northwest Quarter of the  
Southeast Quarter and Couch Market Road over an  
existing roadway occupying the east twenty (20)  
feet of the West Half of the East Half (W $\frac{1}{2}$ E $\frac{1}{2}$ ) of  
said Section, Township and Range between Couch  
Market Road and the said Northwest Quarter of the  
Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$ ), SUBJECT TO the condi-  
tion that Grantee, their successors and assigns  
shall pay to the vestee of the servient property,  
their successors and assigns, for the maintenance  
of such roadway in proportion to use thereof.

SUBJECT TO:

1. Taxes deferred under Exception #2 below.
2. As disclosed by the tax roll, the premises  
herein described have been zoned or classified for  
farm use. At any time that said land is disqual-  
ified for such use, the property will be subject  
to additional taxes or penalties and interest.
3. The existence of roads, irrigation ditches  
and canals, telephone, telegraph and power trans-  
mission facilities.



Vol 225 Page 188

4. Rules, regulations and assessments of Tumalo Irrigation District.

5. Easement for Deschutes County Municipal Improvement District Canal as shown on the Deschutes County Tax lot map.

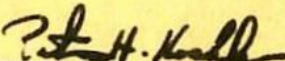
6. Conditions, including the terms and provisions thereof, in Deed from Towner M. Menefee and Elizabeth C. Menefee, husband and wife, to Peter H. Koehler and Alice Koehler, husband and wife, dated June 1, 1965, recorded June 23, 1965 in Volume 144 page 169 Deed records that Grantees, their successors and assigns, shall pay for a share of the maintenance of such road based upon proportionate user thereof.

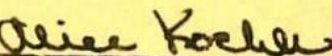
7. Mortgage, including the terms and provisions thereof, executed by Towner M. Menefee and Elizabeth C. Menefee, husband and wife, to The Connecticut Mutual Life Insurance Company, a corporation, dated April 5, 1966, recorded April 28, 1966 in Volume 147 page 93 Mortgage records, given to secure payment of a note for \$25,500.00, which Mortgage and the debt secured by said Mortgage will be paid and satisfied in full by Towner M. Menefee and Elizabeth C. Menefee, husband and wife, on or before January 20, 1976.

8. Mortgage, including the terms and provisions thereof, executed by Peter H. Koehler and Alice M. Koehler, husband and wife, to the United States National Bank of Oregon, dated November 8, 1974, recorded November 22, 1974 in Volume 198 page 912 Mortgage records, which Mortgage and the debt secured by said Mortgage will be paid and satisfied in full by Grantor on or before January 20, 1976.

The true consideration for this conveyance is \$106,850.00.

DATED this 11<sup>th</sup> day of November, 1975.

  
PETER H. KOEHLER

  
ALICE KOEHLER



Vol. 225 No. 189

STATE OF OREGON, County of Multnomah, ss: November 11, 1975.

Personally appeared the above named PETER H. KOEHLER and ALICE KOEHLER, husband and wife, and acknowledged the foregoing instrument to be their voluntary act. Before me:

*Margie E. McRae*  
NOTARY PUBLIC FOR OREGON  
My Commission expires: *Sept. 10, 1979*



7537

STATE OF OREGON  
County of Deschutes

I hereby certify that the within instrument of writing was submitted for Record the 19 day of Nov. A.D. 1975 at 4:35 P.M. and recorded in Book 225 on Page 187 Records of *Heide*

ROSEMARY PATTERSON  
County Clerk  
By *[Signature]* Deputy