

4182

Name Landis & Wick Development CompanyBy La Tumala Irrigation Dist.Address 54697 Cook Ave.Bead Cr. 97701Change in P.O.V.Date filed April 2, 1979

Date of hearing _____

Place of hearing _____

Date of order 4-23-79 Vol. 32, page 46Date for application of water 10-1-82 ^{Ext} 10-1-81 10-1-82

Proof mailed _____

Proof received _____

Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream Tumalo Creek, et alTrib. of _____ County of DeschutesUse irrigationQuantity of water _____ No. of acres 90

Name of ditch _____

Date of priority October 29, 1913In name of Tumala Irrigation District

_____ Adjudication, Vol. _____, page _____

App. No. 3263 Per. No. 19628 Cert. No. 26050 (primary)

Certificate cancelled _____

Notation made on record by _____

Cert # 26051 ^{supplemental}
 Cert # 31412 "
 Per. # 27841 "

FEES PAID

Date	Amount	Receipt No.
<u>4-2-79</u>	<u>30-</u>	<u>9989</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

Surveyed 9/12/85 (Bullat)T-5834 Δ POV 2^o ac (Bullat)

W.R.I.S.	
Assembled <u>9-30-85</u> by <u>SEA</u>	
Entered _____ by _____	
Verified _____ by _____	

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

T-5834

T.16S., R.11E., W.M.

RECEIVED

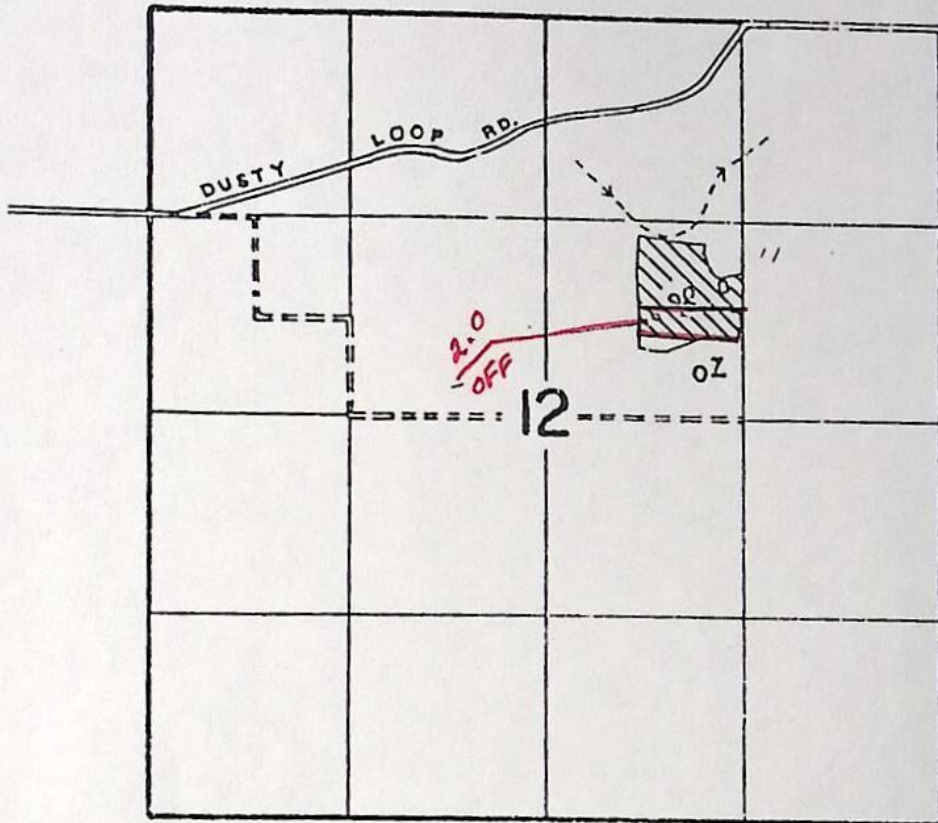
SEP 17 1986

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

NOV 18 1986

WATER RESOURCES DEPT.
SALEM, OREGON



SCALE: 1" = 1320'

Preliminary Draft

Transfer No. 4182

IN NAME OF

CHRIS F. BULLAT

Surveyed SEPT. 13, 1985, by LESLIE OLSON

Chris F. Bullat

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
CHRIS F. AND JANET K. BULLAT)
(TUMALO IRRIGATION DISTRICT))
FOR APPROVAL OF A CHANGE IN PLACE)
OF USE OF WATER)

ORDER APPROVING
TRANSFER 5834

On July 25, 1986, an application was filed in the office of the Water Resources Director by Chris F. and Janet K. Bullat 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.

Pursuant to the provisions ORS 540.530(2), proof has been submitted by the applicants that water has been beneficially used as authorized by the order approving Transfer 4182, for irrigation of, among other lands, a certain 2.0 acres in SW 1/4 NE 1/4, Section 12, Township 16 South, Range 11 East, WM, with a date of priority of October 29, 1913.

These lands also have supplemental rights evidenced by Certificate 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 applicants herein, owners of the lands described above, propose to transfer the water rights therefrom to a certain 0.3 acre in NW 1/4 SW 1/4 and 1.7 acres in SW 1/4 SW 1/4, Section 13, Township 17 South, Range 11 East, WM (Buser).

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.

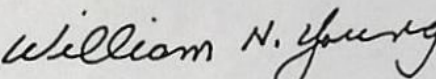
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use is approved, without loss of priority.

It is FURTHER ORDERED that the subject water right is hereby severed from the place of use described in Transfer 4182, and shall be beneficially used as authorized by this order on or before October 1, 1988.

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, the change of water right shall be considered perfected, and at a later date a certificate of water right shall be issued to Tumalo Irrigation District confirming this and other changes within the District, and superseding Certificate 26050.

Dated at Salem, Oregon, this 23rd day of December, 1986.

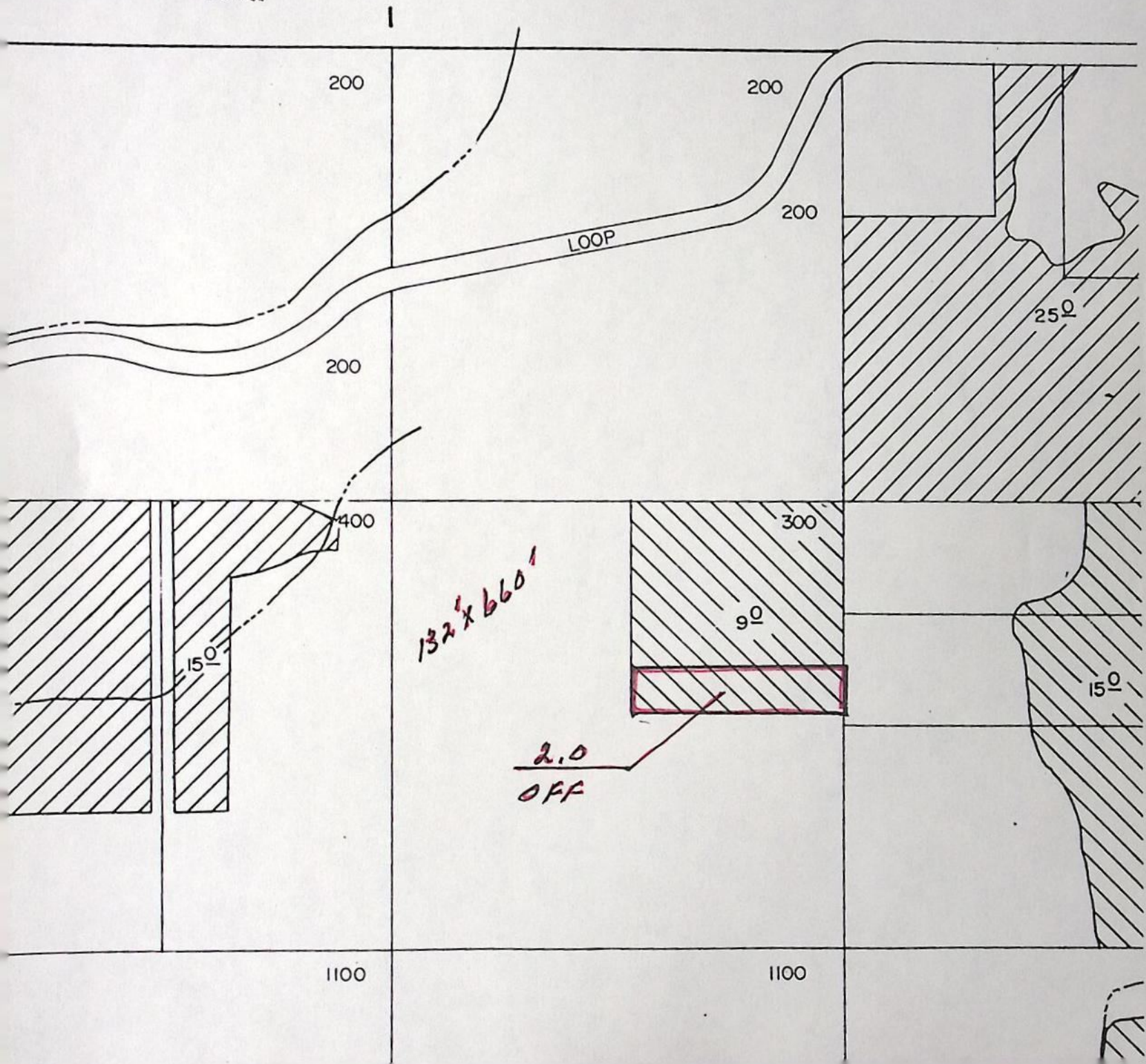

WILLIAM H. YOUNG ^{SR}
Director

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.

0337/b
7925D

SECTION 12 T.16 S. R.11 E. W.M.

1" = 400'
RECEIVED
JUL 25 1986
WATER RESOURCES DEPT
SALEM, OREGON



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

LF T-0982-01

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

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

 WATER RIGHT NO. T0000 *41821* PERMIT NO. 019628 CERTIF. NO. 0026050
NAME: *LANDIS & WICK*

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--> *08 06 1982*

YR.LAST USED-----> _____

NEXT ACTION DUE--> _____

PRIORITY-----> 10 29 1913

PUT TO USE-----> *08 06 1982*

LAST TRANS.DATE--> _____

LAST TRANS.TYPE--> _____

APPLICATION--> *04 02 1979*

SURVEYED-----> _____

EXAM.FEE-----> *20.00*RECORDING FEE-----> *10.00*PERMIT ISSUE--> *04 23 1979*

CONCURRENCE-----> _____

CYCLE STATUS-----> _____

REPORTED FLAG-----> _____

CONSTR.STRT.--> *04 23 1979*

CERTIFIED-----> _____

CORRES.INIT.-----> _____

CORRES.DATE-----> _____

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

RIV.MI.

RATE

STATUS S OR P

170S 110E 23 A C 05 1980 1320

1180

V

P

180S 100E 02 D B 05 1980 1320

V

170S 090E 31 C A

V

D B

V

D D

V

180S 090E 02 B D

V

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

160S 110E 12 A C 09 IR 100 9.00

V

P

 ** REMARKS; - - - - -
 ** DATED-->
** *CHANGES POIN PART OF TUMALO I. D. C-26050.*** *SUPP RIGHTS UNDER C-31412, C-26051, P-*** *27841, - - - - -*

** - - - - -

** - - - - -

** - - - - -

** - - - - -

W.R.I.S.

Approved *4-30-85* *LSH*

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. T000041822 PERMIT NO. 009493 CERTIF. NO. 0031412

NAME: LANDIS & WICK

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

ADDRESS: TID, 64697 COOK AVE

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

09

STREAM-ID 05 1980

RIV.MI.

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

CANCEL YEAR--->

CONSTR.COMPLT-->08 06 1982

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1905

PUT TO USE----->08 06 1982

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION--->04 02 1979

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE-----> 10.00

PERMIT ISSUE-->04 23 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.-->04 23 1979

CERTIFIED----->

CORRES.INIT.----->

CORRES.DATE----->

 POINT-OF-DIVERSION DATA;
 TWP/SP 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:
 TWP/SP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P
 1605 110E 12 A C 09 IR 100 9.00 V S

W.R.I.S.

Assembled 4-30-85 by SPB

Entered by

Verified by

0.0015

LF T-0982-C1

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

NAME: LANDIS & WICK

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-->08 06 1982

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 04 07 1911

PUT TO USE----->08 06 1982

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION--->04 02 1979

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE----> 1000

PERMIT ISSUE--> 04 23 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG--->

CONSTR. STRT.--> 04 23 1979

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

POINT-OF-DIVERSION DATA;									
TWNSP	RNGE	SECT	QTR/QTR		STREAM-ID				
240S	060E	11	C	D	05	1980	1450	0260	080
240S	060E	11	D	C	05	1980	1450	0260	080

RIV.MI.	RATE
1	100
2	100
3	100
4	100
5	100
6	100
7	100
8	100
9	100
10	100
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93	100
94	100
95	100
96	100
97	100
98	100
99	100
100	100

STATUS S OR P

V S

y S

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** REMARKS;- - - - ->
** DATED-->
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***SUPP-IR-CHANGES-POLL PART-QE-TUMALO---

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

xx-C-26050, C-31412, P-27841.-----

TWN	SP	RNGE	SECT	QTR/QTR	CNTY	USE %	CNSMTV	ACRES	STATUS	S OR P
06	07	08	09	10	11	12	13	14	15	16

1605 110E 12 AC 09 IR 100 9.00 V S

XX-----

✱ -----

***-----

✱ ✱ -----

W.R.I.S.

Assembled 4-30-85 by SOB

Exhibit _____ of _____

Verified _____ by _____

RECEIVED

AUG 6 1982

WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use

PURSUANT TO TRANSFER APPLICATION NO. 4182

I, Chris F. Bulla, 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 7/27, 1982

7/27/82

Date

Chris F. Bulla

Signature

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

OK
Lin

Application No. 4182

Application for Extension of Time
for Transfer of Water Right

RECEIVED

JUN 15 1981

WATER RESOURCES DEPT
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Chris F. Bullat
(Name of applicant)
of 19455 Dusty Loop, Bend
(Mailing address) (City)
State of Oregon, 97701, 382-8975
(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
April 23, 1979, approving transfer application No. 4182,
in the name of Landis + Wick *.

The following has been accomplished toward completion of the
change within the time allowed, which expired on Oct, 1981:

I have had one extension, planning completion this year, but
the short water supply for Tumalo I. D. will endanger
my planned alfalfa planting. Land is cleared & pond is in.
Please extend for one year, or until we have a better supply.
(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. I bought the right.

Ext to 10-1-82
SBA

6-15-81
\$10.00
24557

To fully complete the change, it will be necessary to accomplish the following: Install irrigation pump & pipe, and plant seed.

I am unable to complete the change under the terms of the order, within the time allowed, because water supply is too short.

and request that the time for completion be extended to Oct 83.

AFFIDAVIT OF APPLICANT

I, Chris F. Bullat, 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 10th day of June, 1981.

Subscribed and sworn to before me this 10th day of June, 1981.

[Notarial Seal]

Robert F. Main
Notary Public for Oregon
My commission expires 4/1/83



MAIL COMPLETED APPLICATION AND FEE IN THE AMOUNT OF \$ 10.00

TO:

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

RECEIVED

SEP 11 1980
WATER RESOURCES DEPT
SALEM, OREGON

Application No.

Application for Extension of Time
for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Chris F. Bullat
(Name of applicant)
of 1351 N.W. Fresno, Bend
(Mailing address) (City)
State of Ore., 97701, 382-8975
(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
April 2, 1979, approving transfer application No. 4182,
in the name of Landis & Wick Development CO. *

The following has been accomplished toward completion of the
change within the time allowed, which expired on Oct. 1, 1980
9 acres of land have been cleared - a pond
Dug - I now have water power for an electric
pump - Turned water off
Sept. 9th
(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. I am the person to receive

The water

Ext to 10-1-81
SRB

9/11/80
\$10.00
#20425

To fully complete the change, it will be necessary to accomplish the following: have power for pump - and seed
the 9 acres.

I am unable to complete the change under the terms of the order, within the time allowed, because I have been building my
house on this property as well as working - and
find myself short of time

and request that the time for completion be extended to OCT 1, 1981.

AFFIDAVIT OF APPLICANT

I, Ch. F. Butler, 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 10th day of September
1980.

Subscribed and sworn to before me this 10th day of September, 1980

[Notarial Seal]

Shirley M. Hess
Notary Public for Oregon

My commission expires 10-27-80

MAIL COMPLETED APPLICATION AND FEE IN THE AMOUNT OF \$ 10.00

TO:

Water Resources Department
MILL CREEK OFFICE PARK
655 13th STREET N.E.
SALEM, OREGON 97310

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
LANDIS & WICK DEVELOPMENT COMPANY)
(TUMALO IRRIGATION DISTRICT) FOR AP-)
PROVAL OF A CHANGE IN PLACE OF USE)
OF WATER)

ORDER APPROVING
TRANSFER NO. 4182

On April 2, 1979, an application was filed in the office of the Water Resources Director by Landis & Wick Development Company, a partnership, 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 9.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6, Township 17 South, Range 12 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, to use of waters of Crescent Lake Reservoir, with a date of priority of April 7, 1911; and permit No. 27841 for the use of waters of Crescent Lake Reservoir, with a priority date of December 8, 1961.

The applicant herein, owner of the lands above described, proposes to transfer the water rights therefrom, without loss of priority, to a certain 9.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, Township 16 South, Range 11 East, W.M.

The lands involved herein are within the boundaries of the Tumalo Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting held May 10, 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

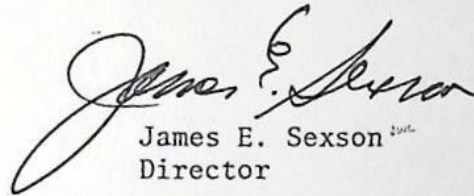
should be approved.

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 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 23rd day of April, 1979.


James E. Sexson
Director

5/10/77
LAND IS TO CHRIS BULLAT

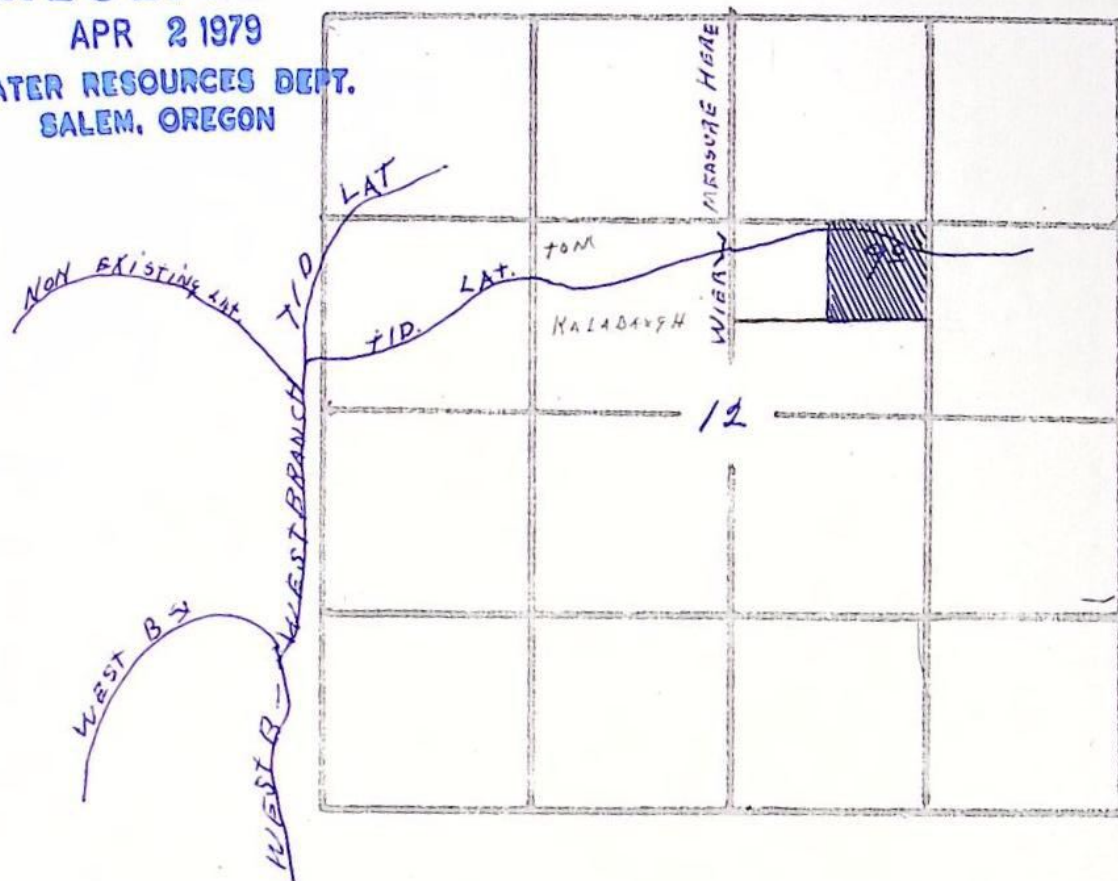
T-4/B2

TO

RECEIVED

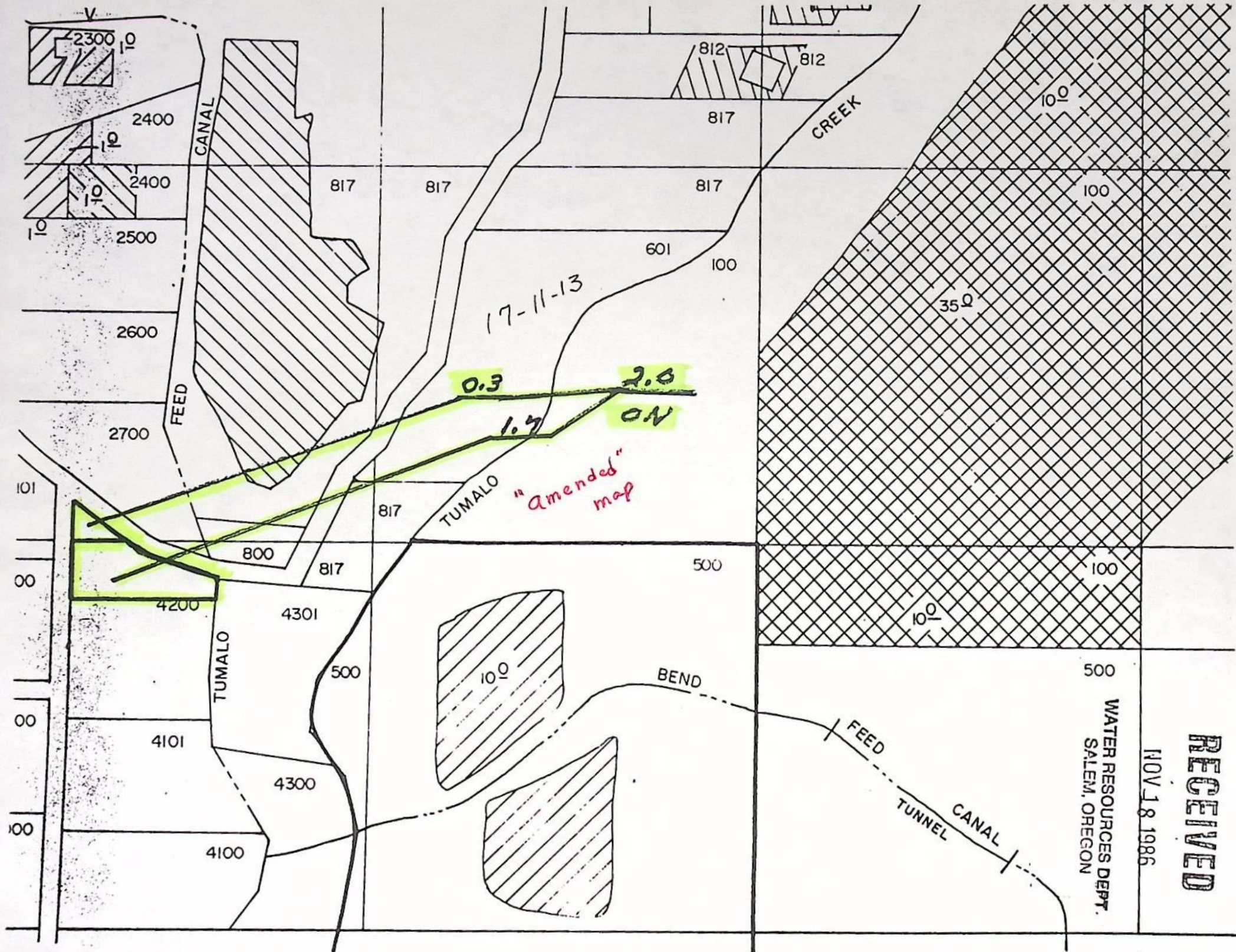
APR 2 1979

WATER RESOURCES DEPT.
SALEM, OREGON



Sec 12 - 16 - 11 transferred to S.W. 1/4 of NE 1/4 92

SW NE

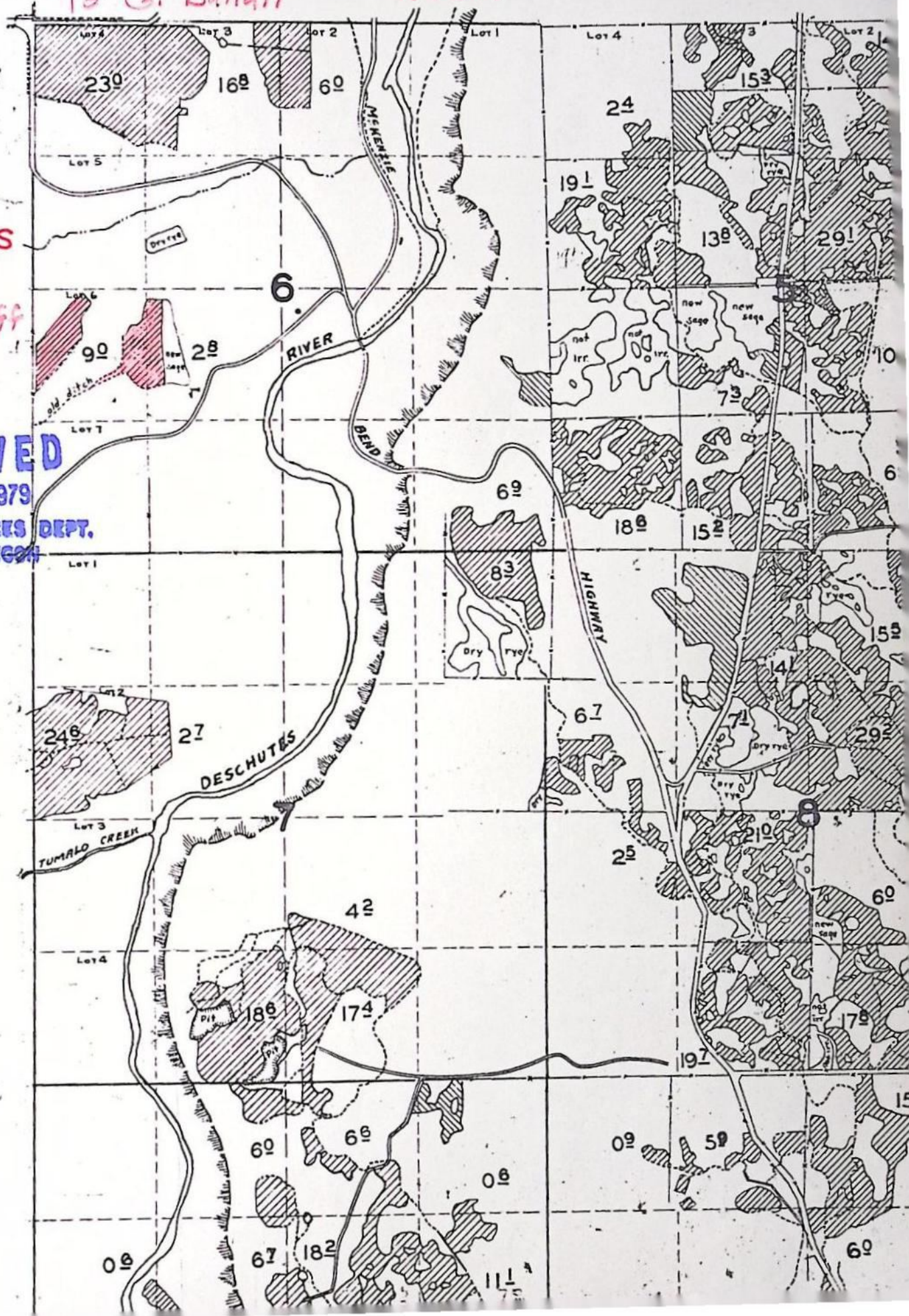
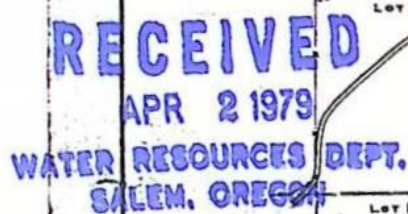


WATER RESOURCES DEPT.
SALEM, OREGON

NOV 18 1986

RECEIVED

FROM
Landis & Wick Development Co.
TO G. Bullatt R12E



4/20/77

T-4182

RECEIVED
APR 2 1979
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED
APR 12 1979
WATER RESOURCES DEPT.
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, LANDIS AND WICK DEVELOPMENT COMPANY, A PARTNERSHIP
(Name of applicant)

of 1655 N.W. AUBREY, BEND, OR, 97001
(Postoffice), County of DESCHUTES

State of OREGON, do hereby make application for change

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

1. The source of present water right is please see remarks
(Name of stream)

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

3. The name of the ditch, canal or pipe line is

4. The point of diversion is located ft. and ft. from the
(N. or S.) (E. or W.)

corner of being within the
(Section or subdivision)

of Section Tp. R. W. M., in the County of
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
17S	12E	6									9							

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

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

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? yes

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

9. Was your water right acquired by State Engineer's Permit? " If so, give number
(Yes or No)

of permit

Please see remarks - last page -

✓ 10. Do you hold a water right certificate? If so, give number of certificate
(Yes or No)

✓ 11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

..... If so, give title of proceedings
(Yes or No)

✓ 12. Is the water right recorded in your name?
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
165	11E	12			9.0													

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

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

15. Are you the owner of the land on which the proposed point of diversion is to be located?

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

17. Are there any diversions between your present point of diversion and the proposed point of diversion?

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

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

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are

That the water will be of more beneficial use

BY THE ENGINEER

BY THE RECORDS DEPT.

FILE 3-1012

BY THE ENGINEER

BY THE RECORDS DEPT.

FILE 3-1012

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AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of DESCHUTES

SS.

I, LANDIS AND WICK DEVELOPMENT COMPANY, A PARTNERSHIP, 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 20 day of April, 1977

LANDIS AND WICK DEVELOPMENT COMPANY

by Charles L. Landis, PARTNER
(Name of applicant)

Subscribed and sworn to before me this 20 day of April, 1977

[Notarial Seal]

Morgan H. Ellies
NOTARY PUBLIC FOR OREGON

My commission expires March 28, 1981

Remarks Approved by Board of Directors May 10, 1977

Primary Rights: Cert # 26050 prior Oct. 29, 1913 permit #
19628 Jumbals Cr. Crater Creek, Little Crater Cr.
+ 3 Spring Branches.

Supp. Rights Cert # 26051 permit # 624 April 7, 1911
Crescent Lake Reservoir

Supp. Rights: Cert # 31412 prior 1905 Quincey Creek
Deschutes River

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.

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

63990 O.B. Riley Road, Bend, OR 97701

WARRANTY DEED

CHARLES E. LANDIS and NANCY H. LANDIS, husband and wife, Grantors, convey and warrant to CHARLES E. LANDIS and JAN M. WICK, partners doing business as LANDIS AND WICK DEVELOPMENT COMPANY, a co-partnership, Grantees, the following described real property free of encumbrances except as specifically set forth herein:

PARCEL 1: The Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter, Section Six, Township Seventeen South, Range Twelve, East of the Willamette Meridian, Deschutes County, Oregon, EXCEPT that portion lying within the right of way of Reservoir Market Road.

PARCEL 2: That portion of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4) of Section Six (6), Township Seventeen (17) South, Range Twelve (12) East of the Willamette Meridian, Deschutes County, Oregon, lying North of Johnson Road.

SUBJECT TO

1. Taxes for the fiscal years as follows:

1976-77 in the amount of \$792.96, Unpaid plus interest
1975-76 in the amount of \$581.27, Unpaid plus interest
1974-75 in the amount of \$506.77, Unpaid plus interest
1973-74 in the amount of \$468.24, Unpaid plus interest
Code 2-7, Account No. 17 12 6, 600.

1976-77 in the amount of \$123.03, Unpaid plus interest
1975-76 in the amount of \$ 44.83, Unpaid plus interest
Code 2-7, Account No. 17 12 6, 703.

2. The premises herein described are within and subject to the statutory powers, including the power of assessment, of Tumalo Irrigation District.

3. Ditches and canals of Tumalo Irrigation District.

4. Easement, including the terms and provisions thereof, for an electric transmission or distribution line or system as granted to Central Electric Cooperative, Inc.,

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WATER RESOURCES DEPT.
SALEM, OREGON

by instrument recorded January 24, 1941 in Volume 59, page 397, Deed Records, Deschutes County, Oregon.

5. Rights of the public in Johnson Road and Reservoir Market Road.

The true consideration for this transfer is \$103,000.

DATED January 36, 1977.

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WATER RESOURCES DEPT.
SALEM, OREGON

Charles E. Landis
CHARLES E. LANDIS

Nancy H. Landis
NANCY H. LANDIS

STATE OF OREGON, County of Deschutes, ss: January 26, 1977
Personally appeared the above named CHARLES E. LANDIS and NANCY H. LANDIS, husband and wife, and acknowledged the foregoing instrument to be their voluntary act. Before me:

Marguerite M. Sawyer
NOTARY PUBLIC FOR OREGON
My Commission Expires: 9/19/79

16423

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STATE OF OREGON
County of Deschutes
I hereby certify that the within instrument of writing was received for Record this 3 day of Feb A.D. 1977 at 4:35 o'clock P.M., and recorded in Book 244 on Page 26 Records of *Landis*

ROSEMARY PATTERSON
County Clerk

By *Dennis P. [Signature]* Deputy