

4421 Taylor

Name J. Boyd Taylor

4421

By _____

Address Rt 6, Box 970
Lakeview, OR 97630Change in POUDate filed March 5, 1980

Date of hearing _____

Place of hearing _____

Date of order 6-20-80 Vol. 33, page 352Date for application of water 10-1-81Proof mailed JUN 25 1980

Proof received _____

Certificate issued SEP 20 1980 Vol. _____, page 64812

DESCRIPTION OF WATER RIGHT

Name of stream Thomas CreekTrib. of _____ County of LakeUse irrigationQuantity of water _____ No. of acres 160⁰

Name of ditch _____

Date of priority Aug. 11, 1954In name of Linda & Ross E. Duke, Jr. & Wayland Pierson

Adjudication, Vol. _____, page _____

App. No. 29380 SRB Per. No. 23147 Cert. No. 27065
29381 SRB 23148 27168

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>3-5-80</u>	<u>62.50</u>	<u>16384</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

W.R.I.S.

Assembled 2-8-85 by SRB

Entered _____ by _____

Verified _____ by _____

INDEX CARDS:

TO BE ENTERED WHERE CHECKED	Entered	Checked
☒ Name	<u>SRB</u>	_____
☒ Stream	<u>SRB</u>	_____
☒ Pt. of Div.	<u>lg</u>	_____
☒ Calendar	<u>lg</u>	_____
☐ Twp. & Rge.	<u>SRB</u>	_____
☐ Decree-vault	_____	_____
☐ Decree-safe	_____	_____
☒ Cert. of W/R	<u>SPA</u>	_____
☒ Per. Folder	<u>SPA</u>	_____
☐ Chaindex	_____	_____
☐ Cross Ref.	_____	_____
☒ Power Claim	<u>lg</u>	_____
☐ Abstracts	_____	_____

372

COPY

Loan No. 2596260

NOTICE OF PLEDGE

RECEIVED

JUL 30 2009

WATER RESOURCES DEPT
SALEM, OREGON

Oregon State Water Resources Department
Division of Water Rights
158 12th NE
Salem, Oregon 97301-4172

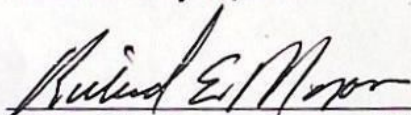
Please be notified that the undersigned have this date executed a deed of trust in favor of the NORTHERN CALIFORNIA FEDERAL LAND BANK ASSOCIATION, FLCA, a corporation, covering certain land in Lake County, State of Oregon, together with the Trustor's right to use water for the following:

irrigation and supplemental supply under Certificate No. 3358;
irrigation of 80 acres pursuant under Certificate No. 28683;
irrigation of 308.0 acres under Certificate No. 44977;
irrigation of 110.0 acres under Certificate No. 49711;
irrigation of 300 acres and stock use under Certificate No. 49712;
irrigation of 590.3 acres under Certificate No. 49713;
irrigation of 20.0 acres under Certificate No. 64811;
irrigation of 160.0 acres under Certificate No. 64812; S-29381 T 4421
irrigation of 140.0 acres under Certificate No. 81238; T 4422
irrigation of 282.9 acres under Certificate No. 81239;
irrigation of 35.5 acres under Permit Nos. 42724 and 25279
S-49783 S-31879 T 3468

which said deed of trust is given to secure a promissory note of even date, evidencing the indebtedness identified on the records of the said association by the above loan number.

Please file this notice with your records of the above-numbered PERMITS, and direct one copy of any correspondence which could materially affect the beneficiary's security interest to the Northern California Federal Land Bank Association, FLCA, P.O. Box 929, Chico, California 95927.

Dated this July 16, 2009



Richard E. Morgan, Trustee of the Richard E.
Morgan 1998 Separate Property Trust dated January
28, 1998, as amended and restated

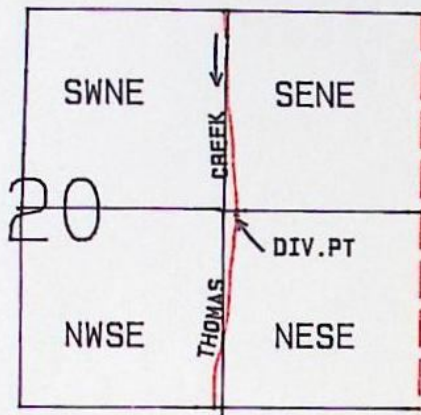
Receipt of the Notice of Pledge, of which this is a copy, is acknowledged. A notation of the Association's interest in the referred to Certificates has been made in the records of the Office of the Water Resources Control Board, Division of Water Rights.

(date)

(signature)

(title)

T.39 S., R.20 E., W.M.



SCALE: 1 IN. = 1320



DIV.PT LOCATED 2630 FT. S. AND 4040 FT. E. FROM NW. COR. SEC. 20

FINAL PROOF SURVEY

UNDER



TRANSFER No. T-4421



TRANSFER NO. T-4422



APPLICATION NO. 59852 PERMIT NO. 44976

IN NAME OF

J. BOYD TAYLOR

Surveyed Oct.16, 1987 By V.L.CHURCH

Photo: 379-69C, 70B & 70L DLM

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
LAKE COUNTY

IN THE MATTER OF THE APPLICATION)
OF J. BOYD TAYLOR FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4421

On March 5, 1980, an application was filed in the office of the Water Resources Director by J. Boyd Taylor for approval of a change in place of use from Thomas Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificates recorded at pages 27065 & 27168, Volume 19, State Record of Water Right Certificates, in the names of Wayland Pierson (27065) and Linda & Ross E. Duke, Jr. (27168), describe rights for the use of not to exceed 2.48 cubic feet per second from Thomas Creek for irrigation of a certain 40.0 acres in NE 1/4 SE 1/4, 40.0 acres in NW 1/4 SE 1/4, 40.0 acres in SW 1/4 SE 1/4 and 40.0 acres in SE 1/4 SE 1/4 of Section 20, Township 39 South, Range 20 East, W.M., with a date of priority of August 11, 1954.

Water for the said right is diverted from points located in the NE 1/4 SE 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4 and SE 1/4 SE 1/4 of Section 20, Township 39 South, Range 20 East, W.M.

The applicant herein, owner of the lands above described, proposes to sever the rights therefrom and, without loss of priority, to irrigate in lieu thereof a certain 40.0 acres in NE 1/4 NE 1/4, 40.0 acres in NW 1/4 NE 1/4, 40.0 acres in SW 1/4 NE 1/4 and 40.0 acres in SE 1/4 NE 1/4 of Section 32, Township 39 South, Range 20 East, W.M.

Mr. Howard Daggett, Watermaster, has filed a statement to the effect that the proposed changes in place of use may be made without injury to existing rights.

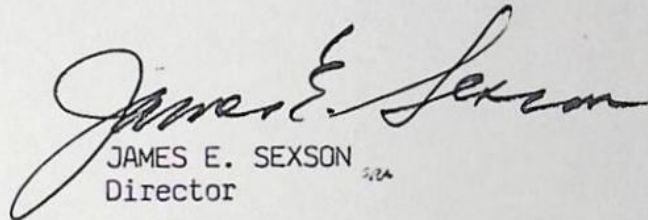
No objections having been filed and it appearing that the proposed changes in place of use may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1981.

It is FURTHER ORDERED that the certificates recorded at pages 27065 & 27168, Volume 19, State Record of Water Right Certificates, are canceled; and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 20th day of June, 1980.


JAMES E. SEXSON
Director

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

POD
POU
USE
Add'l POD

Transfer NO. 4421

County Lake

Old Certificate NO. 27065, 27168

1. Name J. Boyd Taylor
Address HC 60 Box 970, Lakeview, OR 97630
Box 5750
2. Source of Supply Thomas Cr., Trib of _____
3. Use irrigation / 160[±] ac
4. Amount of Water 2.48 cfs (total) Priority Date August 11, 1954
5. Proposed Point of Diversion _____

6. Completion Date 10-1-81

7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
39S	20E	32	NE NE	40 [±] 38.6
			NW NE	40 [±] 40.0
			SW NE	40 [±] 40.0
			SE NE	40 [±] 40.0
			NE SE	40 [±] 40.0
				160

cfs of
dbs

MR

J. Bayd TAYLOR address HC 60 Box 5750

INFO: FLOOD IRRIGATING FROM THOMAS CREEK USING
DIFFERENT SIZE DITCHES. & LIFTS FROM DITCH TO ANOTHER.

TYPE OF CROP: HAY & PASTURE.

TIE: 410 37-379-70 B

~~410 37-379-69 C~~

DIV. POINT: THOMAS CREEK MAIN FEEDS D.P.
SEE FILE T-4422 FOR REPORT.

Jordan A. Salem
10-16-87

THOMAS CR
L.F. 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. 1000044212 PERMIT NO. 023148 CERTIF. NO.
ORIG. NO. A000293811 PREV. NO. A000293811 SUPER. NO.

NAME: J. BOYD TAYLOR
ADDRESS: RT6, BOX 970

CITY/STATE/ZIP/COUNTY: LAKEVIEW, OR 97630

19

STREAM-ID 13 0090 0020

RIV. MI.

WM. DIST. 12 W.R. TYPE SA STATUS V

CANCEL YEAR--->	CONSTR. COMPLT--> 06 30 1980	YR. LAST USED----->	---	NEXT ACTION DUE-->	---
PRIORITY-----> 08 11 1954	PUT TO USE-----> 06 30 1980	LAST TRANS. DATE-->	---	LAST TRANS. TYPE-->	---
APPLICATION---> 03 05 1980	SURVEYED----->	EXAM. FEE----->	20.00	RECORDING FEE----->	42.50
PERMIT ISSUE--> 06 20 1980	CONCURRENCE----->	CYCLE STATUS----->	---	REPORTED FLAG----->	---
CONSTR. STRT.--> 06 20 1980	CERTIFIED----->	CORRES. INIT.----->	---	CORRES. DATE----->	---

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

3905 200E 20 D A 13 0090 0020
" " " D B " " "

RIV. MI.

RATE

STATUS S OR P

1.240

V

P

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

** CHANGES FOR ALL OF C-27168.

** POB NOT GIVEN.

PLACE-OF-USE DATA:

TWNSP	RNGE	SECT	QTR/QTR	CNTY	USE %	CNSMTV	ACRES	STATUS	S OR P
3905	200E	32	A C	19	1R	100	40.00	V	P
			A D				40.00		

VER. I.S.

Approved 2-8-85 J. SM

Exempted 2-8-85 J. SM

Verified 2-8-85 J. SM

THOMAS CR

WF T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***

*** WATER RIGHTS DIVISION ***

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

*** WATER RIGHT DATA INPUT FORM ***

WATER RIGHT NO. 1000074211 PERMIT NO. 023147 CERTIF. NO.

NAME: J. BOYD TAYLOR

ORIG. NO. A000293801 PREV. NO. A000293801 SUPER. NO.

ADDRESS: RT6, BOX 970

CITY/STATE/ZIP/COUNTY: LAKEVIEW, OR 97630

19

STREAM-ID 13 0040 0020

RIV. MI.

WM. DIST. 12 W.R. TYPE SA STATUS V

CANCEL YEAR----

CONSTR. COMPLT-->06 30 1980

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY----->08 11 1954

PUT TO USE----->06 30 1980

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION-->03 05 1980

SURVEYED----->

EXAM. FEE----->20.00

RECORDING FEE----->42.50

PERMIT ISSUE-->06 20 1980

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.-->06 20 1980

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

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

RIV. MI.

RATE

STATUS S OR P

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

3905 020E 20 D A 13 0040 0020

1,240

V P

** CHANGES FOR ALL OF C-27065,

** POD NOT GIVEN.

D B

D C

D D

PLACE-OF-USE DATA:

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

3905 020E 32 A A 19 1R 100 40.00

V P

A B

40.00

V.T.S.

APPROVED 2-8-85 1190A

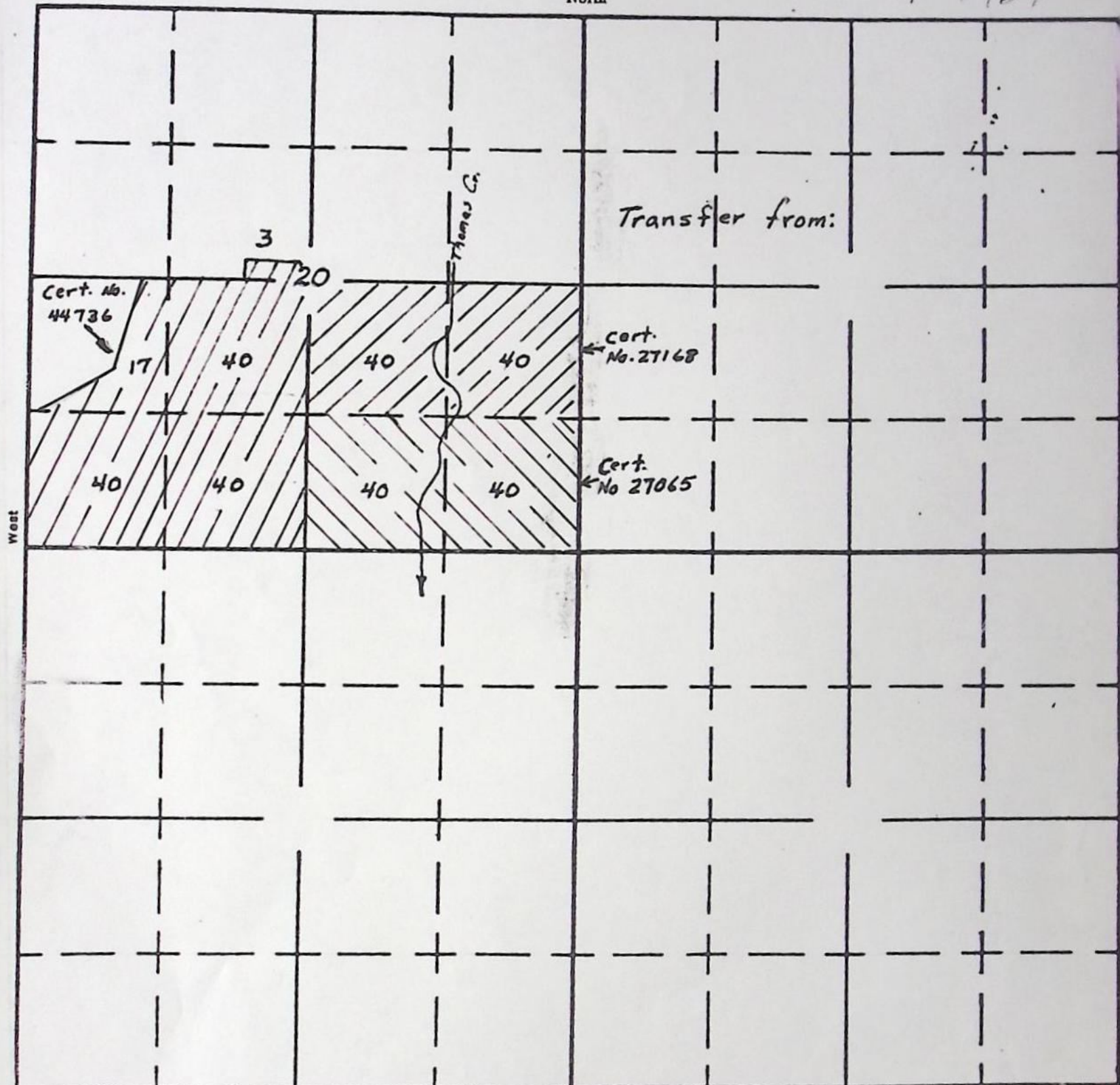
E-1 1 1190A

Verified 1190A

TOWNSHIP 39 S., RANGE 20 E., W. M.

T-4421

North



South

All information on this map furnished by applicant.

APPLICATION No.
PERMIT No.

J. Boyd Taylor
Applicant

TOWNSHIP 39 S., RANGE 20 E., W. M.

1-4422

North

West

Transfer To:

Cert. No.
27168 →

Cert. No.
27065 →

Cert. No.
44736 →

32

40

40

40

40

40

40

20

40

South

All information on this map
furnished by applicant

A. Boyd Taylor
Applicant

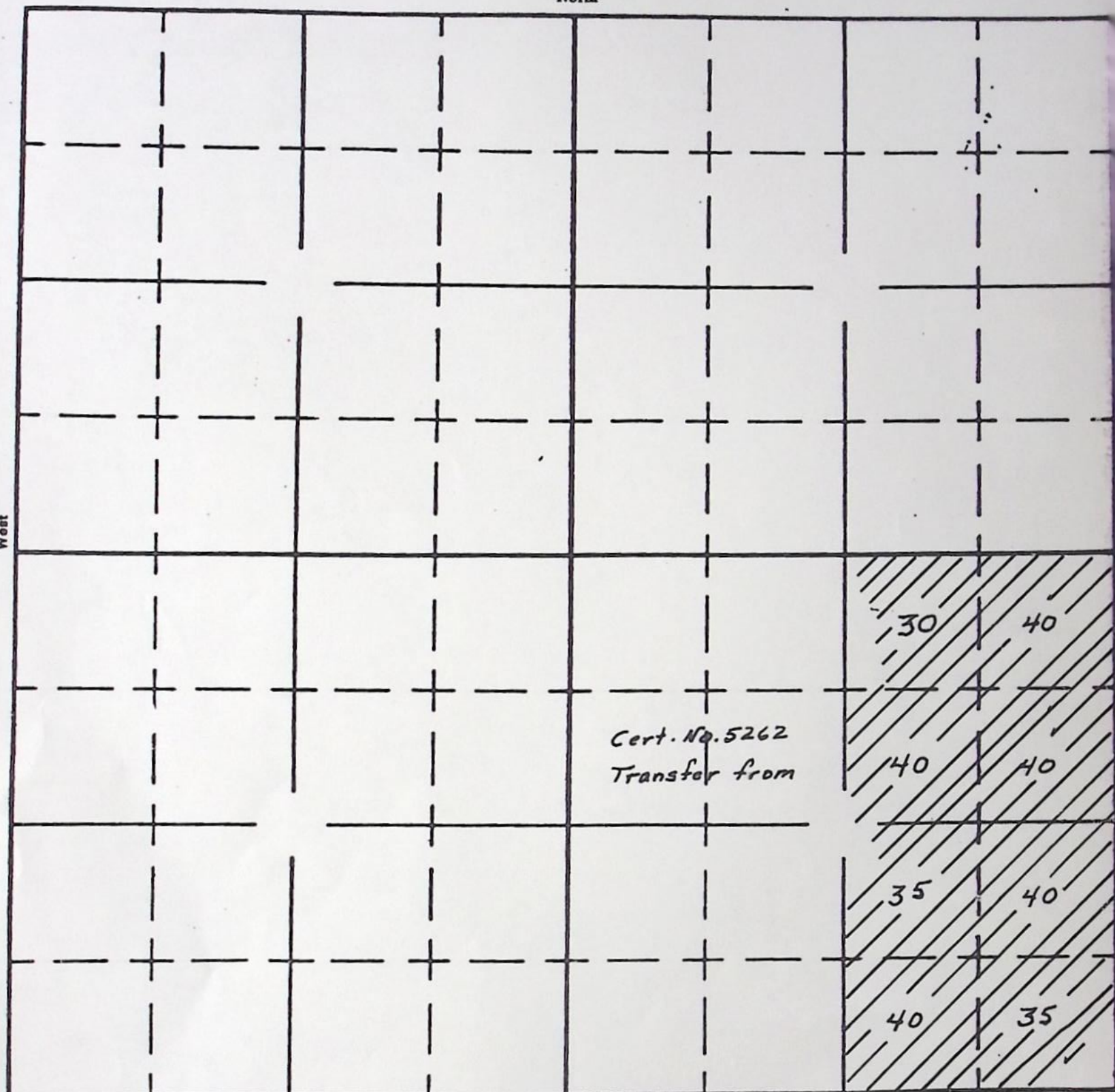
APPLICATION No.
PERMIT No.

TOWNSHIP 39 S, RANGE 20 E, W. M.

T-4423

North

West



South

All information on this map furnished
by applicant.

APPLICATION No.
PERMIT No.

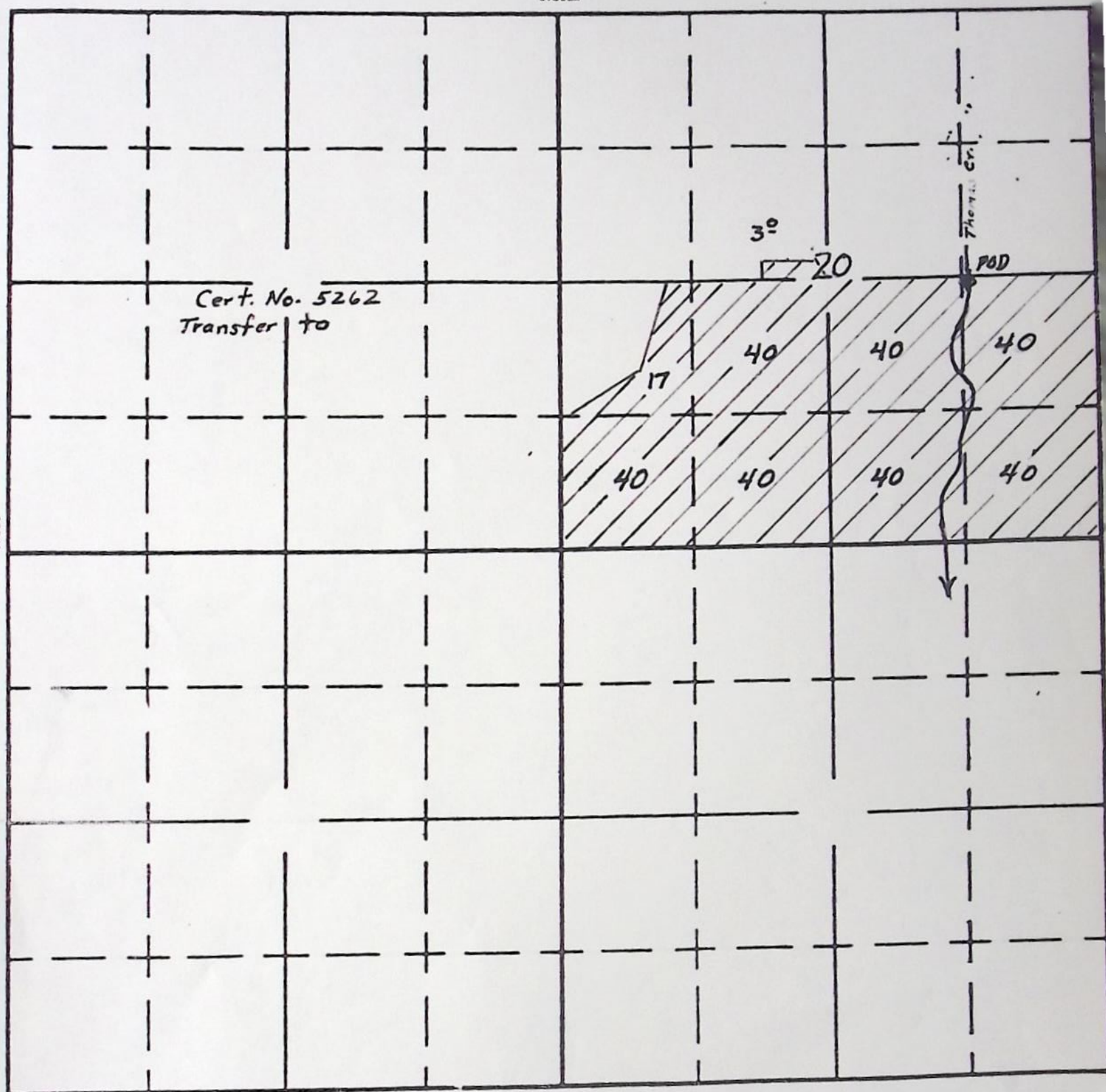
J. Boyd Taylor
Applicant

TOWNSHIP 39S, RANGE 20E, W. M.

T-4423

North

West



Cert. No. 5262
Transfer to

South

APPLICATION No.
PERMIT No.

All information on this map furnished
by applicant.

Applicant

J. Boyd Taylor

RECEIVED
JUN 30 1980
WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use of water from Thomas Creek.
PURSUANT TO TRANSFER APPLICATION NO. 4421

I, J. Boyd Taylor, 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 6-1-80, 1980.

6-25-80
Date

J. Boyd Taylor
Signature

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

OK
Dcj

Application for Transfer of Water Right

T-4421
RECEIVED
MAR 5 1980
WATER RESOURCES DEPT
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, J. Boyd Taylor

(Name of applicant)

of Route 6 Box 970

(Mailing address)

Lakeview

(City)

State of Oregon

97630

(Zip Code)

947-3642

(Phone number)

, do hereby make application for change

place of use

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

Linda and Ross E Duke Jr.

1. Is the water right recorded in your name? No:Wayland Pierson

(If not, give name)

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

(Yes or No)

number of certificate

3. Was your water right acquired by Water Right Permit? Yes If so, give number

23147

27065

(Yes or No)

of permit 23148 Number of certificate 27168

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 Thomas Creek

5. What is the date of priority of your water right? August 11, 1954

6. The authorized point of diversion is located 2640 ft. N and 1360 ft. E from the N $\frac{1}{2}$

(N. or S.)

(E. or W.)

corner of Sec. 29 being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20 Tp. 39S R. 19E W. M.,

(No. N. or S.)

(No. E. or W.)

in the county of Lake The name of the ditch used is (see remarks)

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 _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ of Section _____ Tp. _____ R. _____ W. M.,

(No. N. or S.)

(No. E. or W.)

in the county of _____ The name of the ditch to be used is _____

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

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

Township 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
39S	20E	20	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 Cert.#27065
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 Cert.#27065
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 Cert.#27168
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 Cert.#27168
				160

(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
Mortgage	Industrial Bank	5000.00

13. The use to which the water is to be applied is Irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

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

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
39S	20E	32	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 Cert.#27065
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 Cert.#27065
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 Cert.#27168
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 Cert.#27168
				160

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are better utilization of lands

15. Construction work will be completed on or before April 1, 1980

16. The water will be completely applied to the proposed use on or before Oct. 1, 1980

Remarks Certificate #27065 and #27168 have a point of diversion for
portable pumping. Water will be diverted as discribed in item 6 under
this transfer.

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, J. Boyd Taylor, 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 1st day of March, 1980

J. Boyd Taylor
(Name of applicant)

Subscribed and sworn to before me this 1st day of March, 1980

Howard Daggett
NOTARY PUBLIC FOR OREGON



My commission expires 12-29-81



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: 3-10, 1980FROM: ** Howard Daggett, WatermasterSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4421IN THE NAME OF J. Boyd TaylorRECEIVED
MAR 11 1980
WATER RESOURCES DEPT
SALEM, OREGON

In my opinion the proposed change in place of use of water from Thomas Creek
MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY~~* to an existing water right.

Headgate notices ~~HAVE~~ HAVE NOT been issued for diversion from the sources which
serves this right.

If for change in point of diversion, is there any intervening point of diversion
between the authorized and the proposed points of diversion? _____

(yes or no)

In my opinion, the order approving the subject transfer application should include
the following in regard to the appropriator installing suitable measuring devices
in the diversion works:

_____ (1) PRIOR to the diverting of water at the new point of diversion . . .

X (2) When in the judgment of the watermaster it becomes necessary . . .

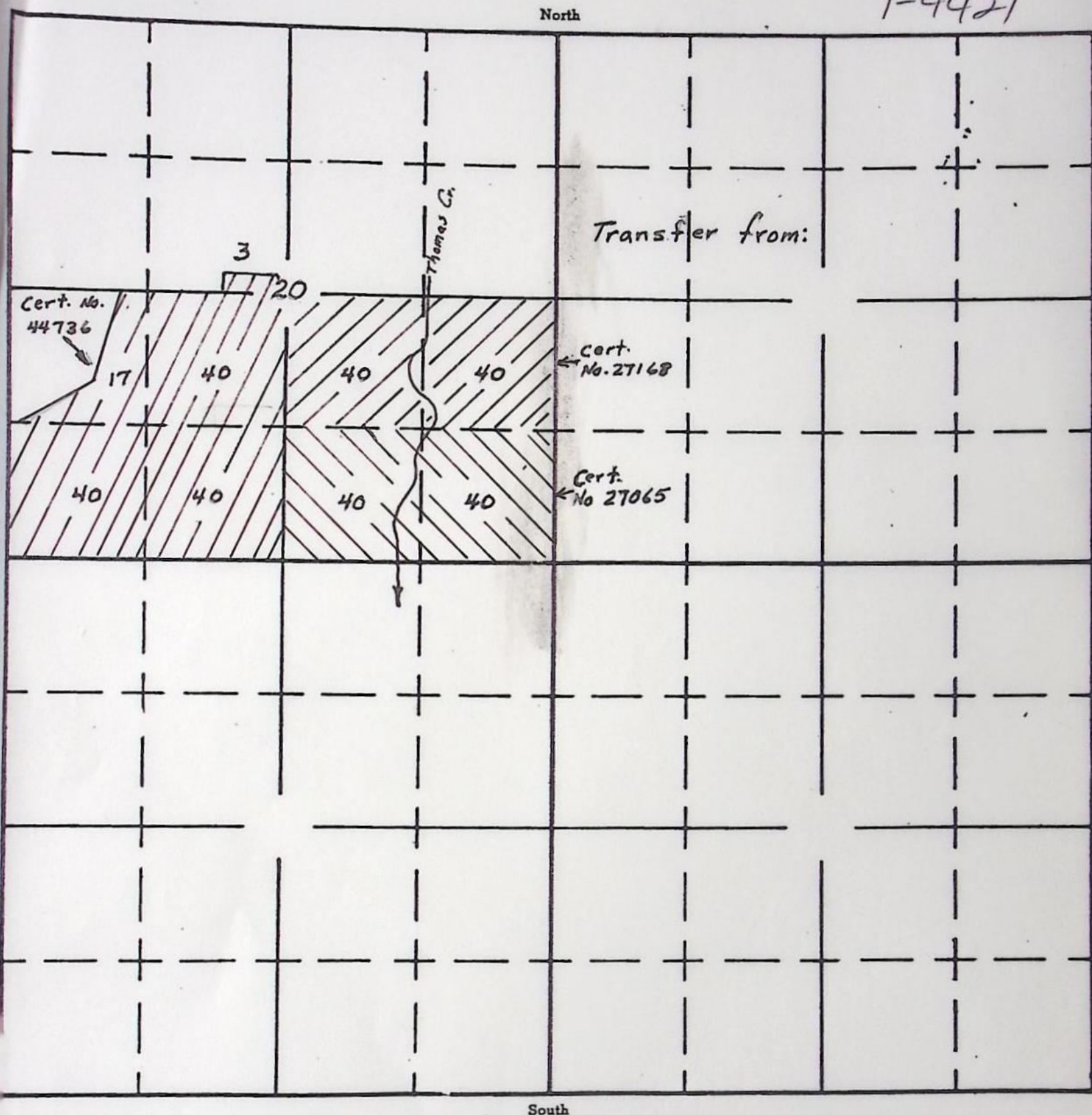
* The approval of this transfer application would result in injury to other water
rights because _____

**

Howard Daggett
Watermaster's signature or initials

TOWNSHIP 39 S., RANGE 20 E., W. M.

T-4421



All information on this map furnished by applicant.

J. Boyd Taylor
Applicant

APPLICATION No.
PERMIT No.

RECEIVED
MAR 5 1980
WATER RESOURCES DEPT
SALEM, OREGON