

REDMOND MUNICIPAL RESERVOIR

Chlorination Plant 2

HORN BUTTE

FORKED BUTTE

CANAL

BUTTE

PILOT

THE DALLES - CALIFORNIA

HIGHWAY

RAILROAD

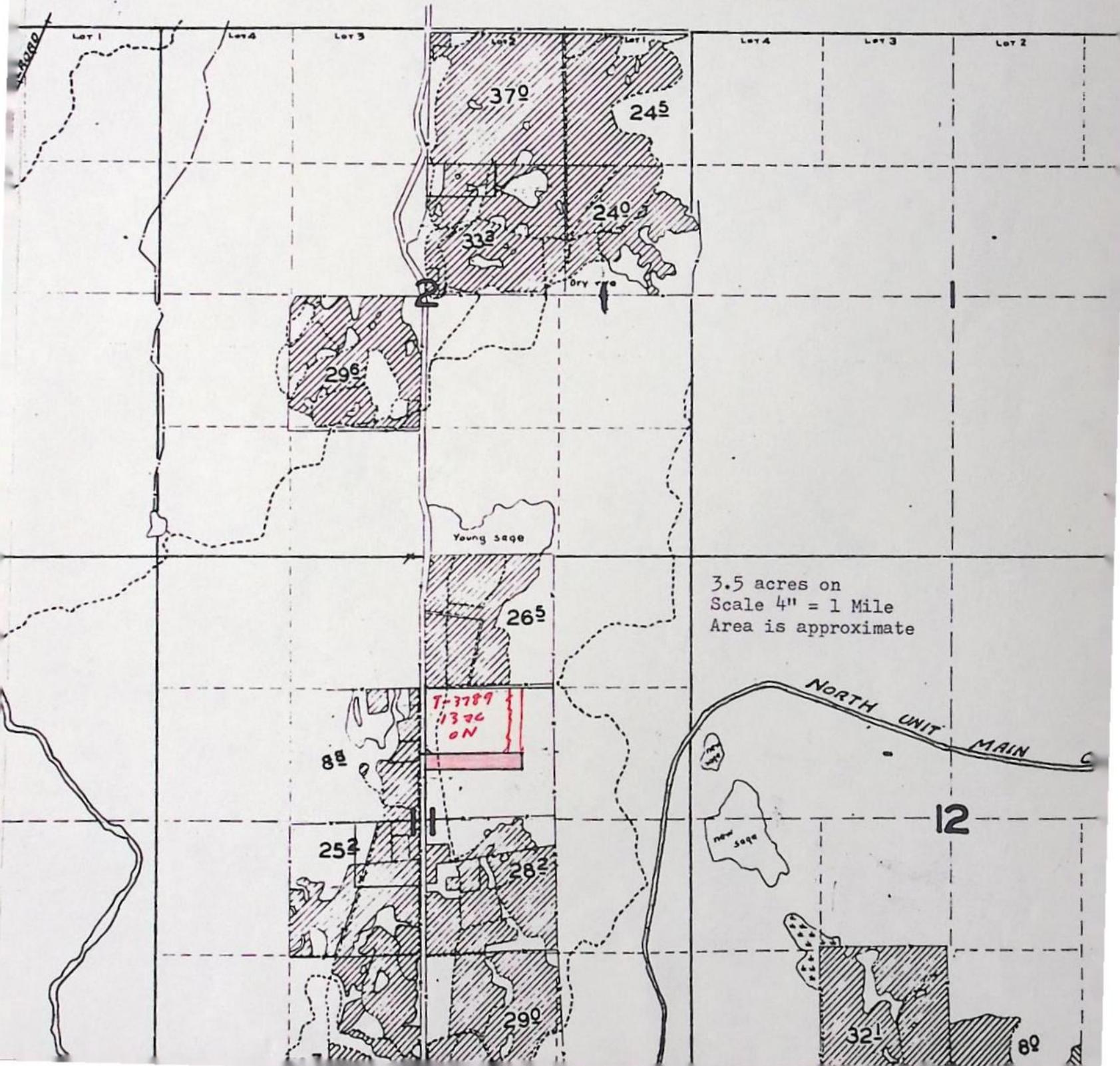
GREAT NORTHERN

3.5 acres off
Scale 4" = 1 Mile
Area is approximate
and includes portions
of streets dedicated
to the public.

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MAR 25 1980
WATER RESOURCES DEPT
SALEM, OREGON

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WATER RESOURCES DEPT
SALEM, OREGON



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
THOMAS G. & PATRICIA L. HALL)
(CENTRAL OREGON IRRIGATION DISTRICT)
FOR APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER)

ORDER APPROVING
TRANSFER NO.4457

On March 25, 1980, an application was filed in the office of the Water Resources Director by Thomas G. & Patricia L. Hall for approval of a change in place of use of water from Deschutes River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Deschutes County, Oregon, entered September 30, 1958, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Deschutes River and Its Tributaries, a water right was allowed in the name of Central Oregon Irrigation District for the use of the waters of Deschutes River for irrigation of, among other lands, a certain 3.5 acres in SE 1/4 NE 1/4 of Section 20, Township 15 South, Range 13 East W.M., being tabulated in the name of Bob Denton at Volume 16, page 129, with dates of priority of October 31, 1900 and December 2, 1907, as evidenced by certificate of water right recorded at page 29052, Volume 21, State Record of Water Right Certificates. These lands also have a supplemental right under permit No. 23256 to the use of water stored in Crane Prairie Reservoir with a date of priority of February 28, 1913. These lands are irrigated by means of the Pilot Butte Canal.

The applicants herein, owners of the lands above described, propose to transfer the water right therefrom, without loss of priority, to a certain 3.5 acres in SW 1/4 NE 1/4 of Section 11, Township 17 South, Range 12 East, W.M.

The lands involved herein are within the boundaries of the Central Oregon Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting.

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

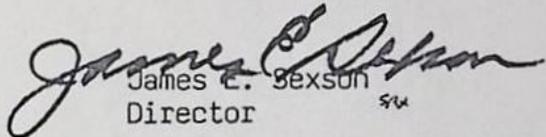
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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

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

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

Dated at Salem, Oregon this 9th day of May, 1980.


James E. Sexson
Director

T-4457
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Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Thomas G. Hall and Patricia L. Hall
(Name of applicant)
 of P.O. Box 237, Redmond
(Mailing address) (City)
 State of Oregon, 97756, 548-2584, 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. Bob Denton, page 129
(If not, give name)
2. Was your water right determined by Decree of Court? yes If so, give title of proceedings
(Yes or No)
adjudication of the Deschutes River number of certificate 29052
3. Was your water right acquired by Water Right Permit? yes 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 Deschutes River, Pilot Butte Canal
5. What is the date of priority of your water right? Oct. 31, 1900 and Dec. 2, 1907
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

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 ¼-¼ of Section	Number Acres To Be Irrigated
15	13	20	SE¼ NE¼	3.5

(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
None		

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 ¼-¼ of Section	Number Acres To Be Irrigated
17	12	11	SW¼ NE¼	3.5

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are more beneficial use

15. Construction work will be completed on or before _____

16. The water will be completely applied to the proposed use on or before Oct. 31, 1979

Remarks Water rights being transferred to Herbert Haider, titleholder.

Approved by the Board of Directors of Central Oregon Irrigation District

at a regular meeting held on January 9, 1979

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, Thomas G. Hall and Patricia L. Hall, 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 December, 1978

x Thomas G. Hall

x Patricia L. Hall

(Name of applicant)

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

[Notarial Seal]

Robert A. Anderson
NOTARY PUBLIC FOR OREGON

My commission expires Sept. 14, 1979



V21 P365 T-2572

V28 P22 T-3463



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

WATER RIGHT NO. T000044571 PERMIT NO. 016129 CERTIF. NO. 029052
ORIG. NO. C000290521 PREV. NO. C000290521 SUPER. NO.

NAME: THOMAS & PATRICIA HALL
ADDRESS: COID PO BOX548
CITY/STATE/ZIP/COUNTY; REDMOND, OR 97756

07
09

STREAM-ID 05 1980

RIV.MI. 0.0 WM.DIST. 11 W.R.TYPE SC STATUS V

CANCEL YEAR----> CONSTR.COMPLT-->02 17 1981 YR.LAST USED-----> NEXT ACTION DUE-->
PRIORITY-----> 10 31 1900 PUT TO USE----->02 17 1981 LAST TRANS.DATE--> LAST TRANS.TYPE-->
APPLICATION-->03 25 1980 SURVEYED----->11 09 1983 EXAM.FEE----->20.00 RECORDING FEE----->10.00
PERMIT ISSUE-->05 09 1980 CONCURRENCE-----> CYCLE STATUS-----> REPORTED FLAG----->
CONSTR.STRT.-->05 09 1980 CERTIFIED-----> CORRES.INIT.-----> CORRES.DATE----->

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

TWNSP	RNGE	SECT	QTR/QTR	STREAM-ID	RIV.MI.	RATE	STATUS	S	OR	P
170S	120E	29	A D	05 1980	164.9	0.088	V			P
180S	120E	13	A C	05 1980	171.0		V			P

** REMARKS; - - - - -
** DATED-->
** PRIORITY ALSO 12-2-1907 CHANGES POIL
** PART OF C-29052 PILOT BUTTE CENTRAL
** OREGON CANAL TAB IN NAME OF BOB

PLACE-OF-USE DATA:

TWNSP	RNGE	SECT	QTR/QTR	CNTY	USE	%	CNSMTV	ACRES	STATUS	S	OR	P
170S	120E	11	A C	09	IR	100.00	3.59		V			P

** DENTON.
**
**
**

W.R.I.S.
Assembled 2-17-85 by SRS
Entered _____ by _____
Verified _____ by _____

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SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

Place of use - Deschutes

PURSUANT TO TRNASFER APPLICATION NO. 4457

I, Derek Hailer, 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 Oct, 1980

Oct 1 1980
Date

M. Anderson
Signature

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

ok
pic



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: 4/2, 1980

FROM: **Robert F. Main, Jr., Watermaster

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APR 3 1980
WATER RESOURCES DEPT
SALEM, OREGON

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4457

IN THE NAME OF Thomas G. & Patricia L. Hall

In my opinion the proposed change in place of use of water from Deschutes River
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 . . .
(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

** Bob Main
Watermaster's signature or initials

CENTRAL OREGON IRRIGATION DISTRICT

MUNICIPAL CORPORATION OF THE STATE OF OREGON

BOARD OF DIRECTORS

DON MILTENBERGER, PRESIDENT
KENNETH WERTH, VICE-PRESIDENT
WILLIAM PREWITT
DON FARRIER
TOM KASBERGER

847 SOUTH SIXTH STREET • P. O. BOX 548
REDMOND, OREGON 97756

PHONES 548-2413, 548-3151

ROBERT A. ANDERSON
SECRETARY-MANAGER
DIANA L. EWING
ASSISTANT SECRETARY
J. VINCE HURLEY
COUNSEL

March 21, 1980

Samuel R. Allison
Water Resources Dept.
555-13th St., N.E.
Salem, Oregon 97310

Re: Your letter dated 9/12/79
Thomas G. Hall

Dear Mr. Allison;

Subsequent to your letter dated 9/12/79, my inspection showed no street construction until after January 1, 1980. This is why the street area was included within the irrigated areas. After 1/1/80, a 16 foot strip was bladed within the street areas and a light course of cinders was placed. On January 11, 1980, I, by letter to the Deschutes County Court, requested permission to remove any water rights vested within the dedicated street areas as shown. On February 13, 1980, the Court granted this permission. Copies of correspondence are enclosed.

Since no road development occurred until after the application to transfer these water rights was filed with the District and since we do have the consent to remove water rights from the streets, I respectfully request that you allow the application to proceed for the removal of the three and one-half acres of water rights from the described lands.

You will note that the areas where a dwelling, driveway and garage were constructed prior to the filing of the application have been deleted from areas having the water rights severed. Areas where houses have been constructed following the filing of the application have not been deleted.

Sincerely,

Robert A. Anderson
jma

Robert A. Anderson
Secretary-Manager

RAA/jma

Enclosures

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MAR 23 1980
WATER RESOURCES DEPT
SALEM, OREGON

64-2341

WARRANTY DEED—STATUTORY FORM
INDIVIDUAL GRANTOR

Tenants by the Entirety.

HENRY L. SCHRUPP and RUBY A. SCHRUPP husband & Wife, Grantor,
conveys and warrants to THOMAS G. HALL and PATRICIA HALL Husband and Wife, Grantee,
the following described real property free of encumbrances except as specifically set forth herein situated in Deschutes County, Oregon, to-wit:

See attached Exhibit. "A"

Easements and restrictions of record.

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SALEM, OREGON

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The said property is free from encumbrances except

The true consideration for this conveyance is \$ 28,500.00 (Here comply with the requirements of ORS 93.030)

Dated this 12 day of Sept., 19 75.

Henry L. Schrupp
Ruby A. Schrupp

STATE OF OREGON, County of Deschutes, ss. Sept. 12, 1975.

Personally appeared the above named Henry L. Schrupp and Ruby A. Schrupp.

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

Before me: [Signature] Notary Public for Oregon—My commission expires: 7/24/76



WARRANTY DEED	
GRANTOR	
GRANTEE	
GRANTEE'S ADDRESS, ZIP	
After recording return to:	
NAME, ADDRESS, ZIP	
Until a change is requested, all tax statements shall be sent to the following address:	
[Signature]	
[Signature]	
NAME, ADDRESS, ZIP	

4083

STATE OF OREGON

County of Deschutes ss.

I certify that the within instrument was received for record on the 12 day of Sept, 19 75, at 1:59 o'clock P.M., and recorded in book 222 on page 861 or as file/reel number Record of Deeds of said County.

Witness my hand and seal of County affixed.

[Signature] Recording Officer
By [Signature] Deputy

PIONEER TITLE CO.
OF DESCHUTES COUNTY
203 OREGON AVENUE
BEND, OREGON 97703
ORDER NO.:

PARCEL A:

VOL 222 PAGE 862

Description of a parcel of land situate in the Northwest 1/4 of the South-
west 1/4 of the Northeast 1/4 of Section 20, Township 15 South, Range 13
East, W. M., Deschutes County, Oregon, and now to be more particularly des-
cribed as follows: Commencing at the Northeast 1/16 corner of said Section
20, marked by a cross in solid rock, witnessed by a 1 inch pipe over it, the
initial point; thence South 89° 41' 14" East, along the North line of the
said Southeast 1/4 of the Northeast 1/4, 337.30 feet; thence South 00° 47'
30" West, 30.00 feet to the South line of a street and the point of beginning;
thence South 00° 47' 03" West, 175.69 feet; thence South 89° 45' 01" East,
307.01 feet to the West line of a street; thence North 00° 51' 46" East,
along the West line of a street 175.33 feet to the South line of a street;
thence North 89° 41' 14" West, along the South line of a street, 307.25 feet
to the point of beginning.

PARCEL D:

Description of a parcel of land situate in the Northeast 1/4 of the South-
west 1/4 of the Northeast 1/4 of Section 20, Township 15 South, Range 13
East, W. M., Deschutes County, Oregon, and now to be more particularly des-
cribed as follows: Commencing at the Northeast 1/16 corner of said Sec-
tion 20, marked by a cross on solid rock, witnessed by a 1 inch pipe over
it, the initial point; thence South 89° 41' 14" East, along the North line
of the said Southeast 1/4 of the Northeast 1/4, 704.59 feet; thence South 00°
46' 46" West, 30.00 feet to the point of beginning; thence South 00° 51'
46" West, along the East line of a street, 601.42 feet to the North line
of a street; thence South 89° 45' 01" East, along the North line of a street,
146.11 feet; thence North 00° 47' 03" East, 601.21 feet to the South line
of a street; thence North 89° 41' 14" West, along the South line of a street,
155.21 feet to the point of beginning.

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MAR 23 1980

WATER RESOURCES DEPT
SALEM, OREGON



BOARD OF COMMISSIONERS

BEND, OREGON 97701
(503) 382-4000 ext. 200

Albert A. Young

Clay C. Shepard

Robert C. Paulson

February 13, 1980

Robert A. Anderson
Secretary-Manager
Central Oregon Irrigation District
P. O. Box 548
Redmond, Oregon 97756

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MAR 25 1980
WATER RESOURCES DEPT
SALEM, OREGON

Re: Application of Tom Hall for
Transfer of Water Rights to COI
Legal File No. 0412

Dear Mr. Anderson:

Thank you for your letter of January 11, 1980. The County Counsel informs us that the description contained in your letter did not cover all lands cross-hatched on the map attached to your letter, and that the intention of COI was to have water rights released from all such lands. Accordingly, we have modified the land description in this release to include all the lands cross-hatched on that map.

By this letter, Deschutes County, Oregon, acting by its Board of County Commissioners, does hereby authorize the removal of 1.19 acres of water rights from certain roads or streets dedicated to public use which are located within the following-described lands:

In the Southeast one-quarter of the Northeast one-quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 20, Township 15 South, Range 13 East, Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

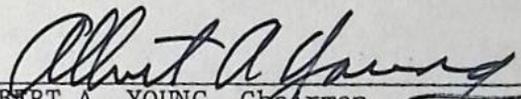
Commencing at the Northeast one-sixteenth corner of said Section 20, marked by a cross on solid rock, witnessed by a one-inch pipe over it, the initial point; thence South 89° 41' 14" East along the North line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, 337.3 feet to the centerline of a street, the point of the beginning; thence South 00° 47' 03" West, 175.69 feet; thence South 89° 45' 01" East, 337.01 feet to the centerline of a street; thence South 00° 51' 46" West, 456.09 feet; thence South 89° 45' 01" East, 176.49 feet; thence North 00° 47' 03" East, 659.76 feet to the centerline of a street; thence North 89° 41' 14" West along the centerline of a street 493.65 feet to the point of beginning.

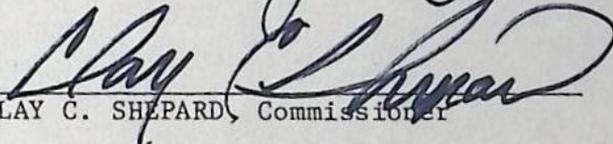
Robert A. Anderson
Re: Transfer of Water Rights, Hall
February 13, 1980
Page Two

If you have any questions about this matter, please do not hesitate to contact us.

Sincerely,

BOARD OF COUNTY COMMISSIONERS


ALBERT A. YOUNG, Chairman


CLAY C. SHEPARD, Commissioner

(absent)
ROBERT C. PAULSON, JR., Commissioner

/jlc

EXCELEBASE
by
FOX RIVER
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MAR 25 1980

WATER RESOURCES DEPT
SALEM, OREGON

We the undersigned, deed holders to the above described properties, do hereby consent to the release and transfer of COI water rights which presently are attached to our property. Said transfer is to be by COI and Tom Hall. We hereby acknowledge that said water rights were not purchased by us.

Description of property: See attached copy of deed.

Ueki R Booth

James M. Booth

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MAR 25 1980

WATER RESOURCES DEPT
SALEM, OREGON

DESCHUTES COUNTY

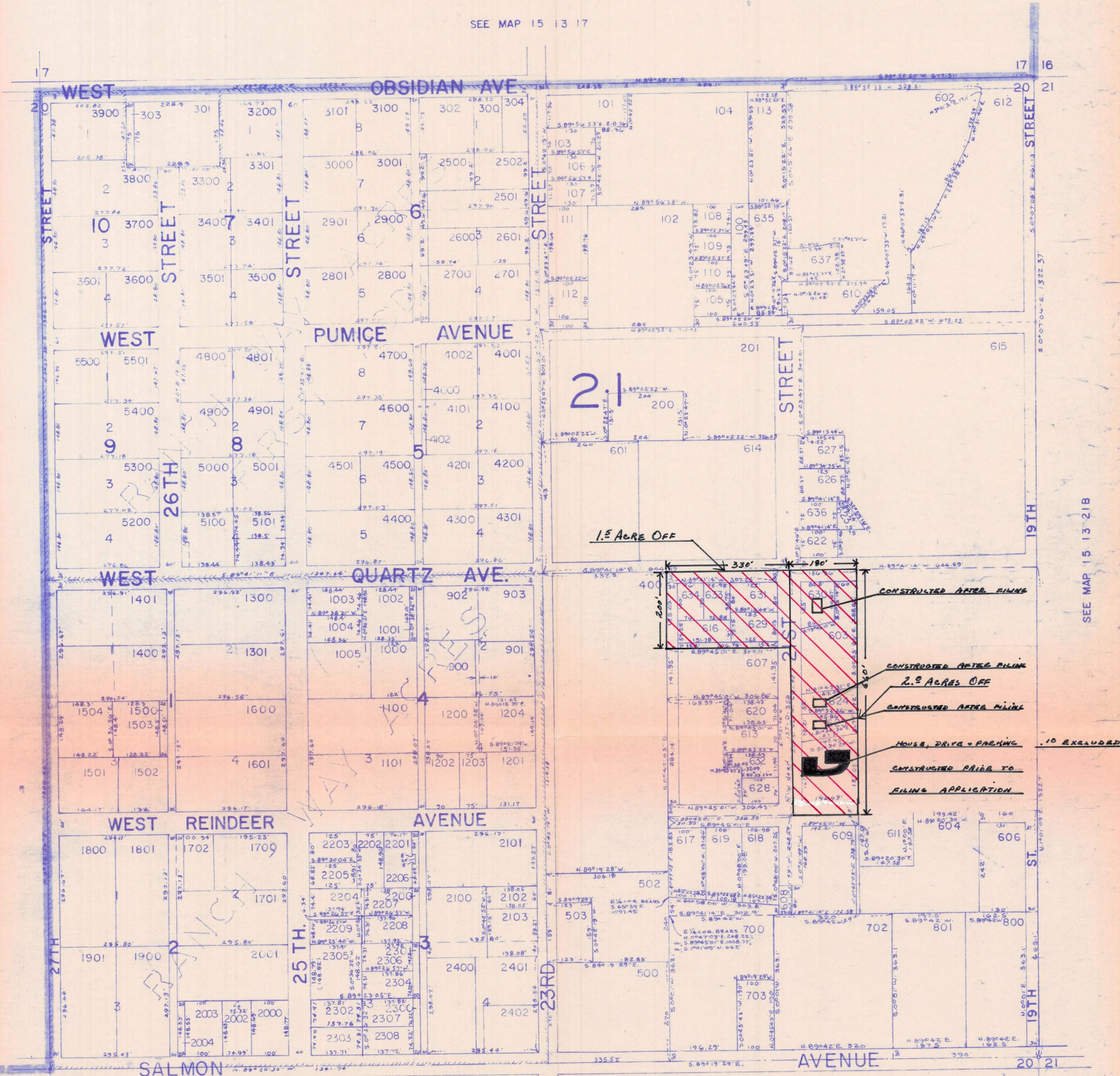
SCALE: 1" = 200'

T-4457

SEE MAP 15 13 17

SEE MAP 15 13 20B

SEE MAP 15 13 21B



SEE MAP 15 13 20D

Section II, T.17S. R.12E.W.M.
DESCHUTES COUNTY

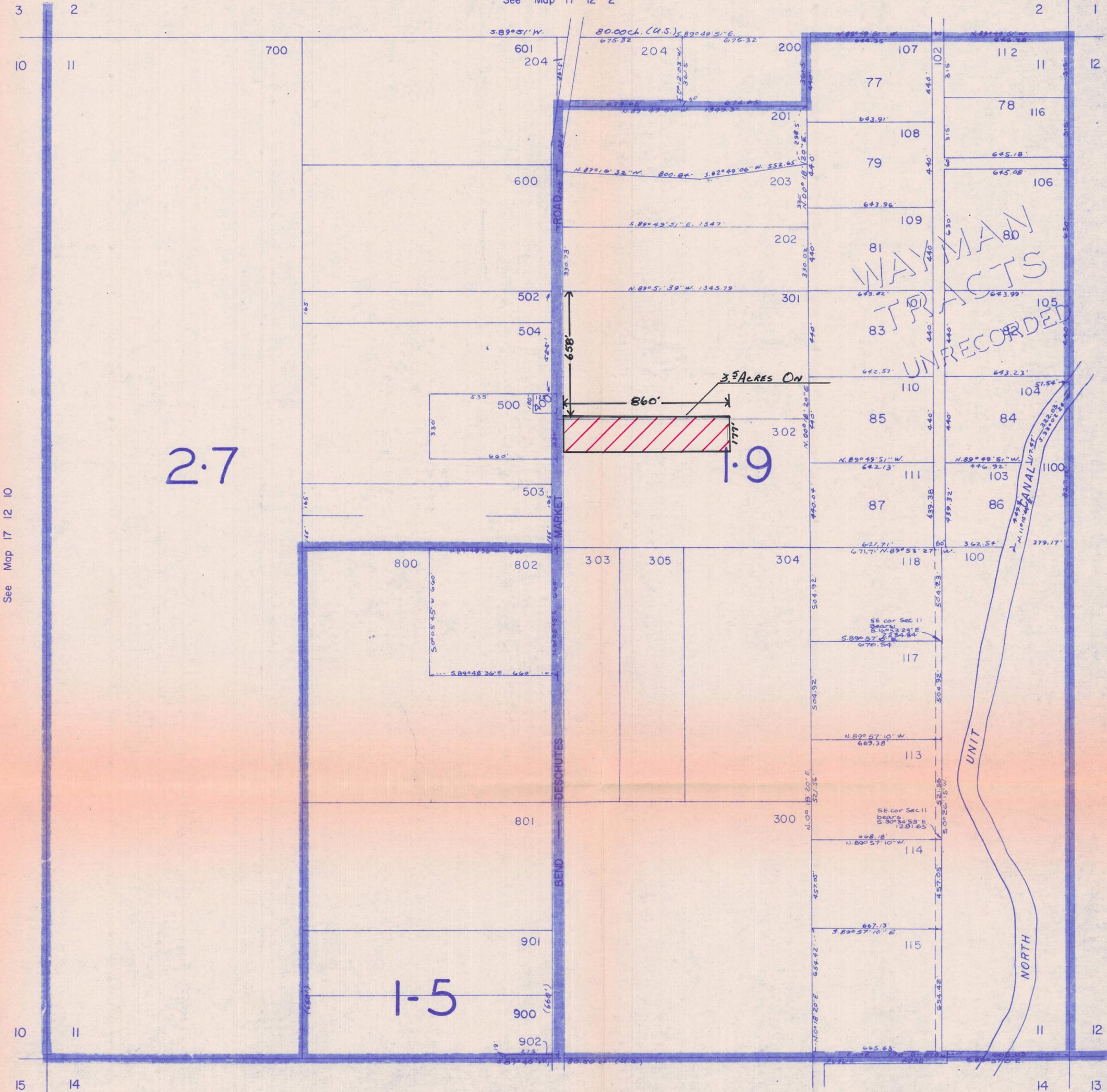
dead numbers 1000
501

17 12 11

T-4457

1"=400'

See Map 17 12 2



See Map 17 12 10

See Map 17 12 12

See Map 17 12 14

17 12 11