

Name Gerald Christopher
By Deschutes Reclamation + Irrigation Co.
Address P.O. Box 508
Bend, OR 97701

Change in POU
Date filed March 27, 1980
Date of hearing _____
Place of hearing _____
Date of order Sept 11, 1980 Vol. 33, page 666
Date for application of water 10-1-81
Proof mailed _____
Proof received _____
Certificate issued _____ Vol. _____, page _____

4461

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River
Trib. of _____ County of Deschutes
Use irrigation
Quantity of water _____ No. of acres 5²
Name of ditch Swallow
Date of priority Sept 1, 1899
In name of Fred Sampels
Deschutes River Adjudication, Vol. 16, page 162
App. No. _____ Per. No. _____ Cert. No. 29054
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>3/27/80</u>	<u>40.00</u>	<u>16851</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

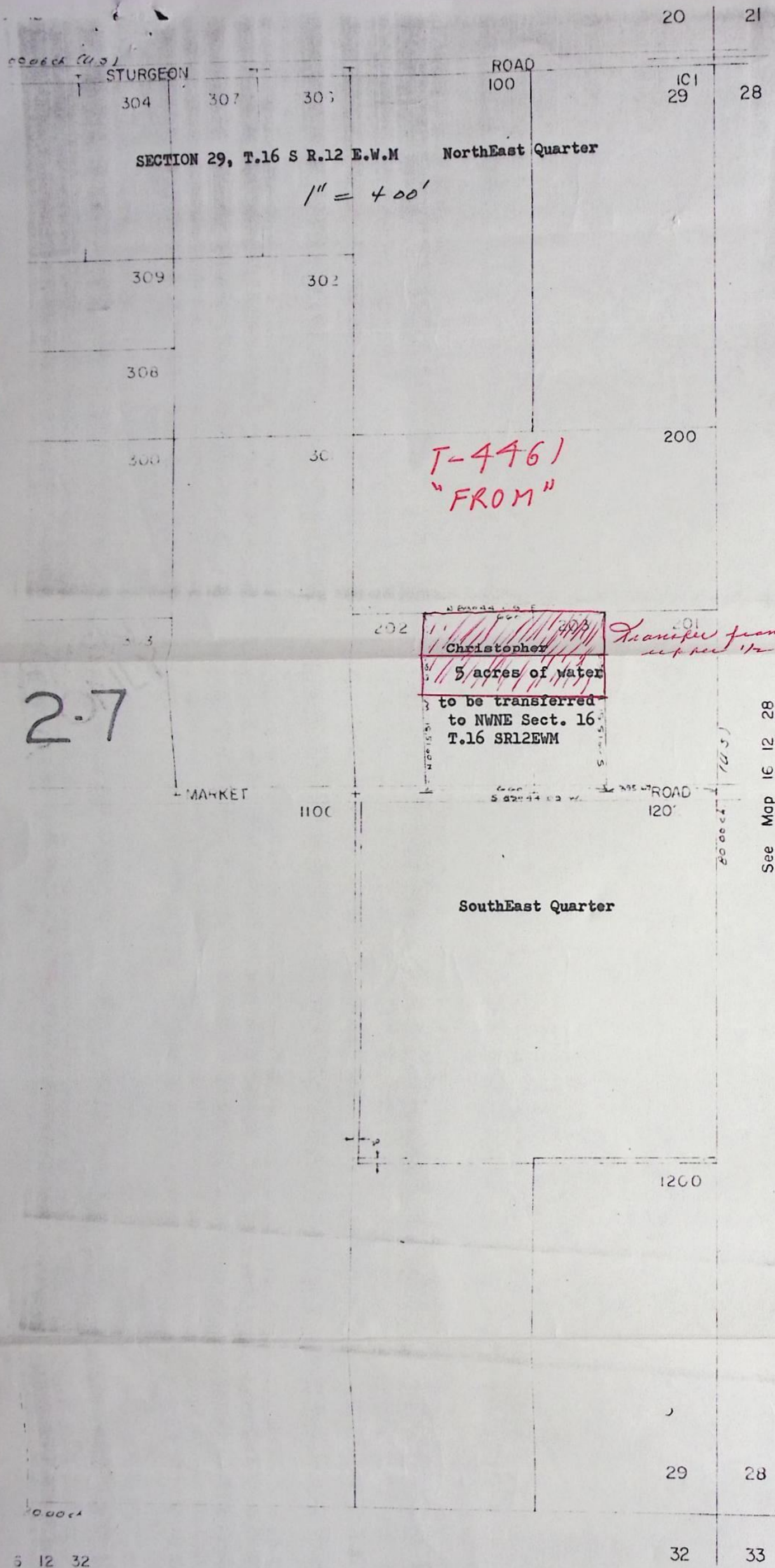
REMARKS

Surveyed 1983 (Hanson) - drafted w/ T 3826

W.R.I.S.

Assembled 2-17-85 by SKA
Entered _____ by _____
Verified _____ by _____

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



North

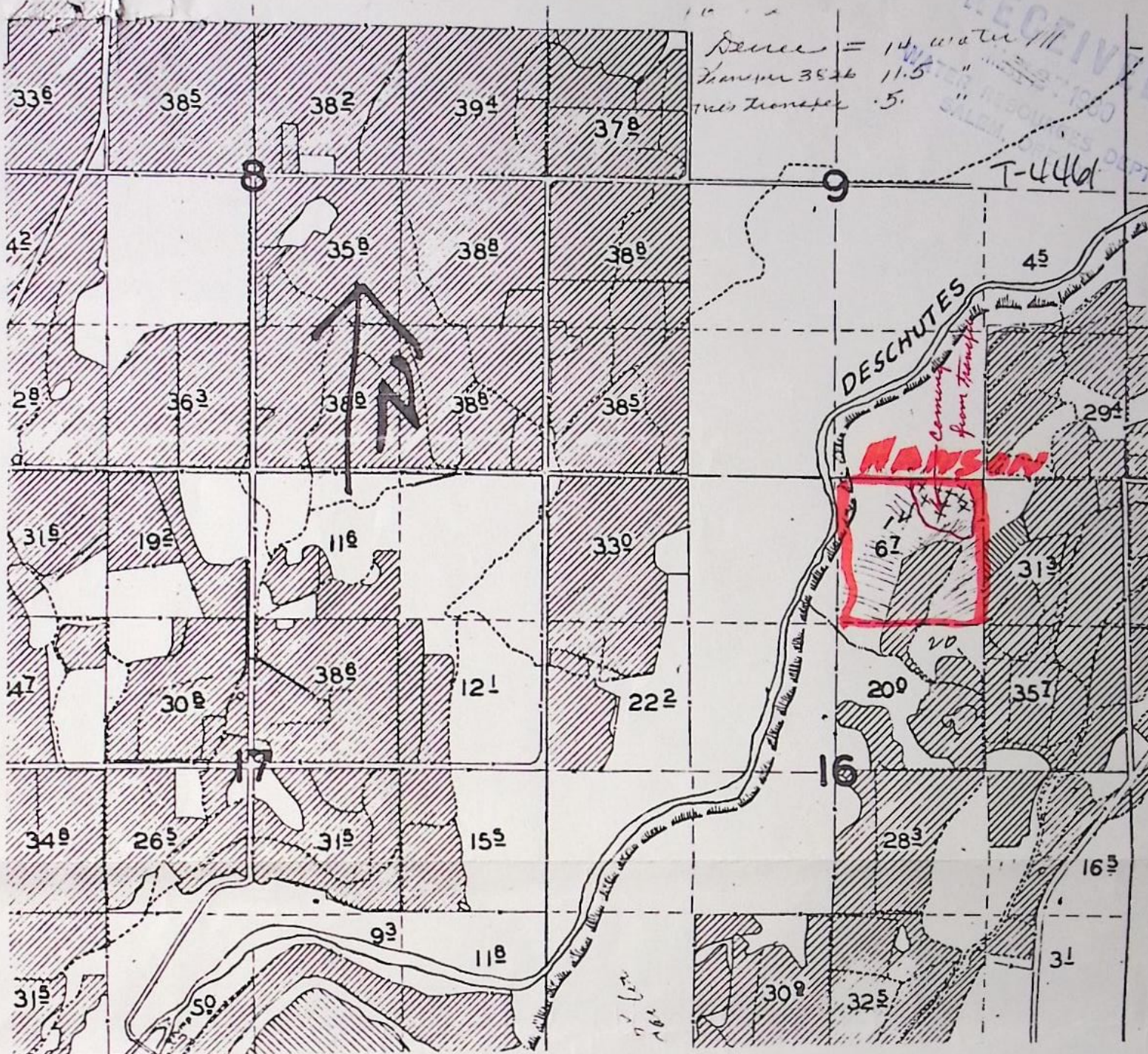
WAT

DEPT

See Map 16 12 28

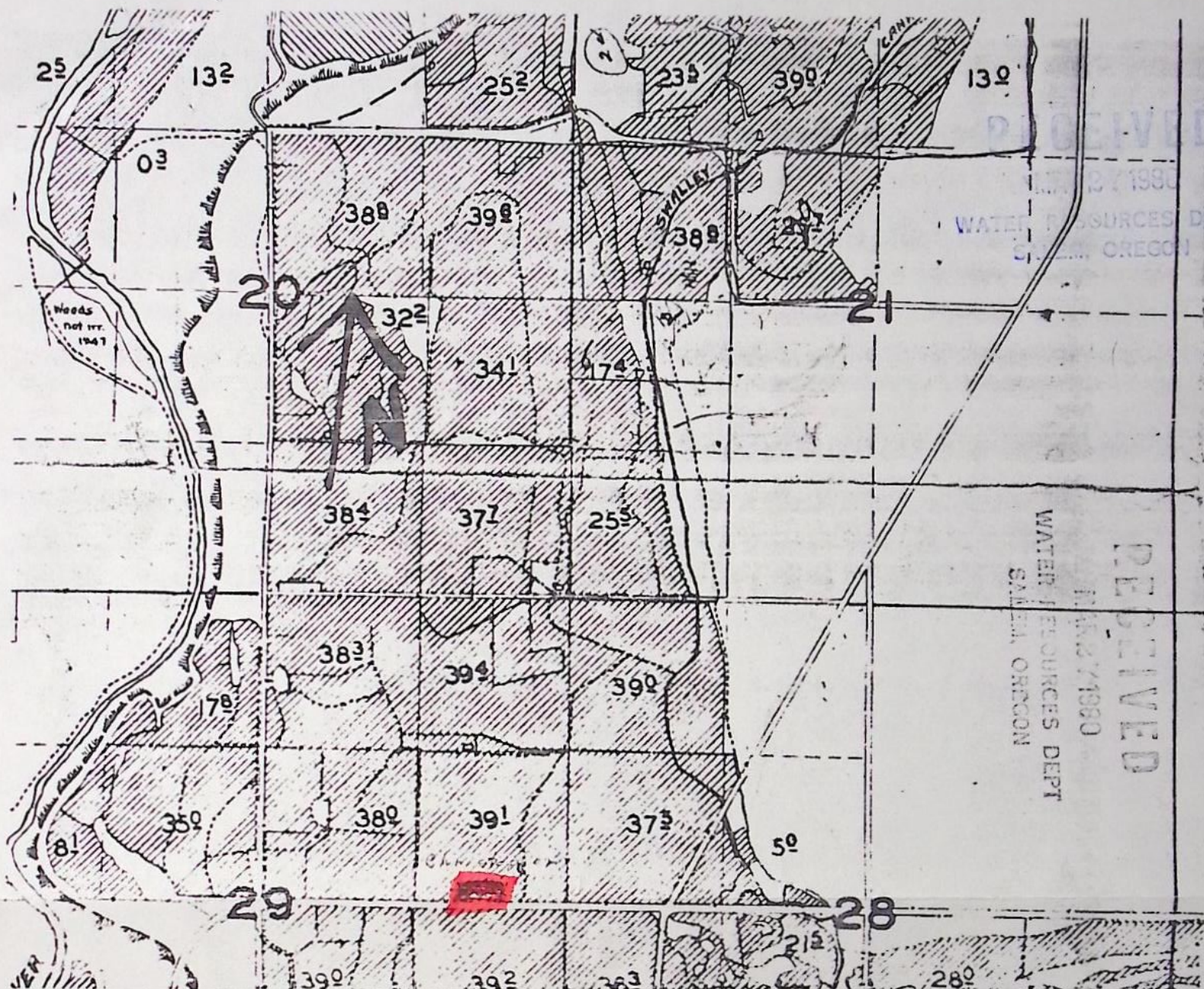
RECEIVED
JUL 18 1980
WATER RESOURCES DEPT.
SALEM, OREGON

16 12 29



T-4461
 "TO"

RECEIVED
 JUL 13 1980
 WATER RESOURCES DEPT
 SALEM, OREGON



© Kristapav

*T-4461
"FROM"*

SECTION 16 T.16S. R.12E.W.M.
DESCHUTES COUNTY

1"=400'

See Map 16 12 9

T-4461
"TO"

to be transferred
from 16-12-29

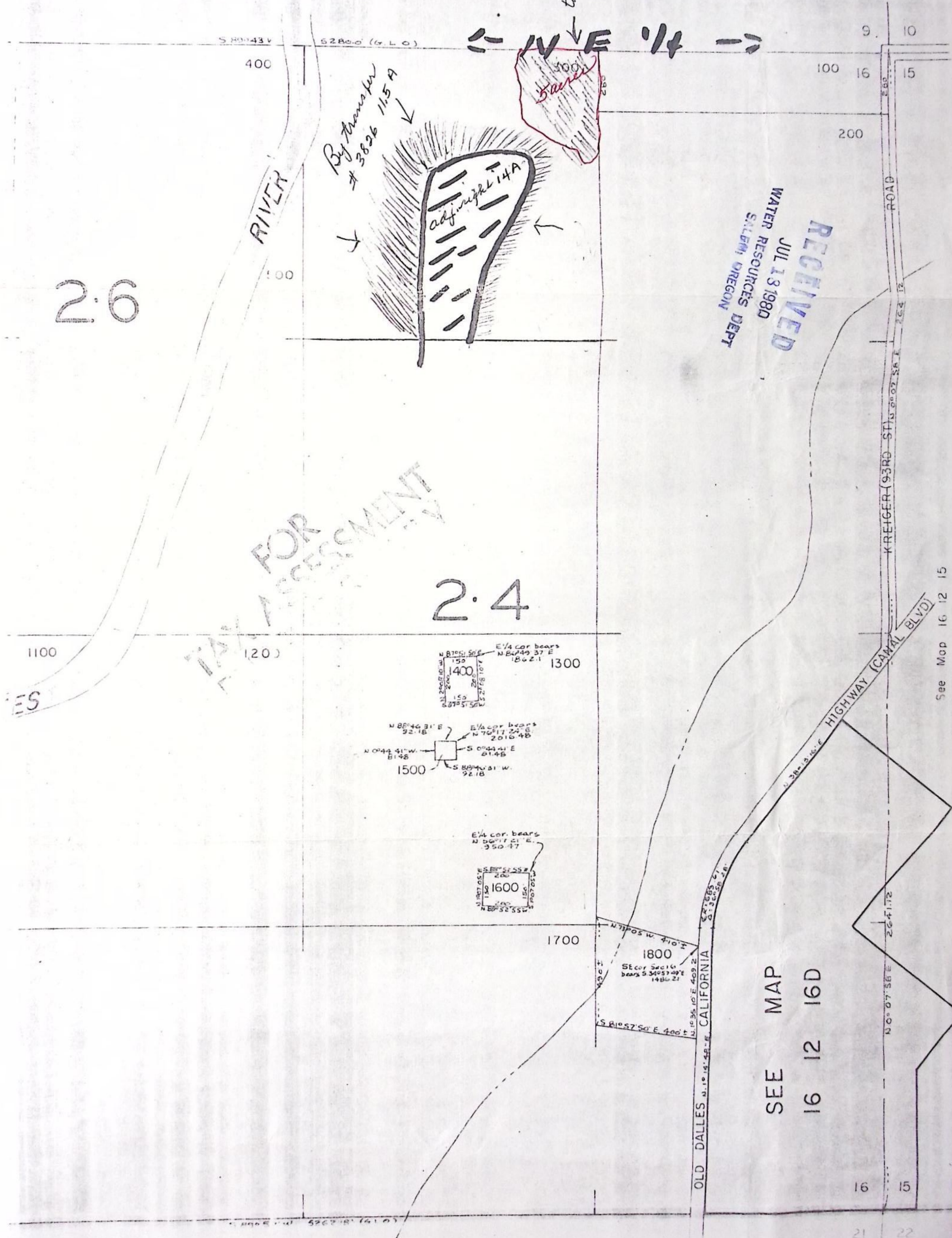


RECEIVED
JUL 13 1980
WATER RESOURCES DEPT
SALMON, OREGON

TAX ASSESSMENT
FOR

2.6

2.4



SEE MAP
16 12 16D

See Map 16 12 15

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION)
OF GERALD CHRISTOPHER (DESCHUTES)
RECLAMATION & IRRIGATION COMPANY))
FOR APPROVAL OF A CHANGE IN PLACE)
OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4461

On March 27, 1980, an application was filed in the office of the Water Resources Director by Gerald Christopher 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 Deschutes Reclamation and Irrigation Company for use of the waters of Deschutes River for irrigation of, among other lands, a certain 5.0 acres in SE 1/4 NE 1/4, Section 29, Township 16 South, Range 12 East, W.M., with a date of priority of September 1, 1899, being tabulated in the name of Fred Sampels at Volume 16, page 162, as evidenced by the certificate recorded at page 29054, Volume 21, State Record of Water Right Certificates. These lands are irrigated by means of the Swalley Canal.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to a certain 5.0 acres in NW 1/4 NE 1/4, Section 16, Township 16 South, Range 12 East, W.M.

The lands involved herein are within the boundaries of the Deschutes Reclamation and Irrigation Company and the Board of Directors of said Company has approved the proposed change in place of use of water.

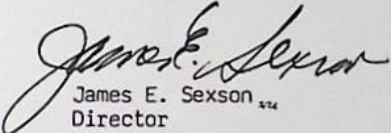
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use of water, 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 Deschutes Reclamation and Irrigation Company confirming this and prior changes within the Company.

Dated at Salem, Oregon this 11th day of September, 1980.


James E. Sexson₃₂₄
Director

WRO-0982-01

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

 PAGE
 RUN ON: 3/20/81 AT: 9:
WATER RIGHT NO. T0000 ⁴⁴⁶¹¹ PERMIT NO. 016162 CERTIF. NO. 029052 ⁴

NAME:

GERALD CHRISTOPHER

ORIG. NO. C0002905 ⁴¹ PREV. NO. C0002905 ⁴¹ SUPER. NO.ADDRESS: ^{DRIC} ~~COLD~~ PO BOX ⁵⁰⁸ 548CITY/STATE/ZIP/COUNTY: ^{BEND} ~~REDMOND~~, OR ⁹¹ 97756-07
09

STREAM-ID 05 1980

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

CANCEL YEAR----

CONSTR.COMPLT--> 11 06 1980

YR.LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> ^{09 01 1899} ~~10 31 1900~~

PUT TO USE-----> 11 06 1980

LAST TRANS.DATE-->

LAST TRANS.TYPE-->

APPLICATION--> ^{03 27 1980}

SURVEYED----->

EXAM.FEE-----> 20.00

RECORDING FEE-----> 20.00

PERMIT ISSUE--> ^{09 11 1980}

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR.STRT.--> ^{09 11 1980}

CERTIFIED----->

CORRES.INIT.----->

CORRES.DATE----->

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

170S 120E 29 A D 05 1980

PB

RIV.MI.

RATE

STATUS S OR P

164.9

0.125

V

P

~~180S 120E 13 A C 05 1980~~~~CO~~~~171.0~~~~V~~~~P~~

0.0

SWALLEY

 ** REMARKS; - - - - -
 ** DATED-->
** ~~PRIORITY ALSO 12-2-1907 CHANGES POLL~~** ~~PART OF C-29054 PILOT BUTTE CENTRAL~~** ~~OREGON CANAL TAB IN NAME OF FRED~~
 ** SAMPLES.
 ** -----

** -----

** -----

** -----

PLACE-OF-USE DATA:

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

160S 120E 16 A B 09 IR 100.00 5.00

V

P

W.R.I.S.

Assigned ²⁻¹⁹⁻⁸⁵ ~~1/80A~~

Entered _____ by _____

Verified _____ by _____

RECEIVED
NOV 6 1980
WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use of water from Deschutes River

PURSUANT TO TRANSFER APPLICATION NO. 4461

I, Dave Hanson, 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 May 1, 1980

10-22-80

Date

Dave Hanson
Signature

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

ok
fin

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: July 29, 1980.FROM: ** Robert F. Main, Jr., WatermasterSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4461IN THE NAME OF Gerald Christopher/DRIC

RECEIVED

AUG 07 1980

WATER RESOURCES DEPT
SALEM, OREGON

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 . . .
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 there is a barn and corral which take up
about 1/2 acre on this transfer they told me that
it has been there about 4 years

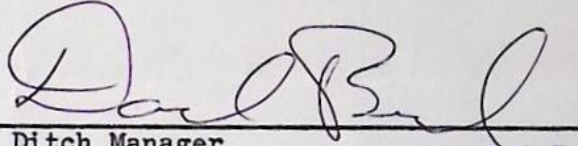
** Duane Clark
Watermaster's signature or initials

THE DESCHUTES RECLAMATION AND IRRIGATION CO.
BEND, OREGON

June 23, 1980

TO WHOM IT MAY CONCERN:

This is to verify that water has annually been delivered to the 5 acres being divested of right. This land is in Sec. 29. see file # T-4461.


Ditch Manager

RECEIVED

JUL 18 1980

WATER RESOURCES DEPT
SALEM, OREGON

T-4461

RECEIVED
MAR 27 1980
WATER RESOURCES DEPT
OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Gerald Christopher / The Deschutes Reclamation & Irrigation Co.
(Name of applicant)
of P.O. Box 508, Bend,
(Mailing address) (City)
State of Oregon, 97701, 389-1945, do hereby make application for change
(Zip Code) (Phone number)
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 Fred Sampels pg 152
(If not, give name) ¹⁶²
2. Was your water right determined by Decree of Court? yes If so, give title of proceedings
(Yes or No) Deschutes River number of certificate 29054
3. Was your water right acquired by Water Right Permit? No 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
5. What is the date of priority of your water right? Sept. 1, 1899
6. The authorized point of diversion is located 300 ft. S and 580 ft. W from the NE
(N. or S.) (E. or W.)
corner of SENE being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29 Tp. 17S R. 12 E W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Deschutes The name of the ditch used is Swalley

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 1/4-1/4 of Section	Number Acres To Be Irrigated
16 S	12 E	29	SE 1/4 NE 1/4	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

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 1/4-1/4 of Section	Number Acres To Be Irrigated
16 S	12 E	16	NW 1/4 NE 1/4	5

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are Land that water is coming off from is to be
made into a horse training area. Land water is going on to is already used for
farming and the forty can use more water.

15. Construction work will be completed on or before at once

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

Remarks

OKed by Deschutes Reclamation and Irrigation Co. Board of Directors

Glenn Whitman
Chairman - Glen Whitman

Walter B. Schrock
Director - Walt Schrock

Harry Chess
Director - Harry Chess

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, Gerald Christopher, 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 14 day of December, 1979.

Gerald A. Christopher
(Name of applicant)

Subscribed and sworn to before me this 14 day of December, 1979.

[Notarial Seal]

[Signature]
NOTARY PUBLIC FOR OREGON

My commission expires 12-3-83



Deschutes Reclamation Name and Postoffice Address and Acknowledgment Company	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Continued: Clarence Elder			98.5				39.2 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 36.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, 14.0 acres in that part of - the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, 7.0 acres in that part of - the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, 2.3 acres in that part of - the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, T. 16 S., R. 12 E., W.M., described as follows: Beginning at the corner common to Sections 28, 29, 32 and 33, thence north along the west line of Section 28, 1103 ft., thence easterly 715 ft. to a point on the west r/w line of the old Dalles-California Highway, thence southerly along said west r/w line 1065 ft. to the south line of said Section 28, thence continuing along said west r/w line to a point S. 18° 30' W. 799.2 ft. from the section corner at point of beginning, thence northwest on a line to the NW corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, thence east along the north line of said Section 32 to the point of beginning.
James Duff McAndie, Jr.			74.0	74.0			39.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 35.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, T. 16 S., R. 12 E., W.M.
Fred Sampels T-4461 A POU 5 ² 7L SENE Sec 29			79.0				39.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, 40.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29, T. 16 S., R. 12 E., W.M.
D. O. Stanton			40.0				40.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29, T. 16 S., R. 12 E., W.M.
L. W. Cave			79.0				40.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 39.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29, R. 16 S., R. 12 E., W.M.
James A. Elder (1) T#3777 3 POU			133.0	133.0	133.0		18.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 8.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 35.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 29, T. 16 S., R. 12 E., W.M., all being located east of the east rim of Deschutes River canyon. 21.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 1.5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 16.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 14.5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 10.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 5.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 4.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32, T. 16 S., R. 12 E., W.M., all being east of the east rim of the Deschutes River Canyon, west of the old Dalles-California Highway and outside the description of the Knute Brandstrom tract.