

4420

Name Donald H. Vetterlein

DESCRIPTION OF WATER RIGHT

By _____

Address Desert Springs RanchStar RouteRedmond, OR 97756Change in POUDate filed March 7, 1980

Date of hearing _____

Place of hearing _____

Date of order 5-9-80 Vol. 33 page 216Date for application of water 10-1-81 ^{EXT} 10-1-82 83

Proof mailed _____

Proof received _____

Certificate issued _____ Vol. _____, page _____

Name of stream w/in Squaw Creek S.D.Trib. of _____ County of DeschutesUse irrigation

Quantity of water _____ No. of acres _____

Name of ditch FryrearDate of priority 1895In name of Squaw Creek Irrigation District

_____ Adjudication, Vol. _____, page _____

App. No. _____ Per. No. _____ Cert. No. 850

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>3-4-80</u>	<u>91.25</u>	<u>16369</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

Surveyed 2/20/85 to sur 10/83

upon receipt of W.R. not do index, give to Toll w/ 5-85

part canceled Sp. Cr. Rec. Vol. 34 p. 433 See also 6-9587

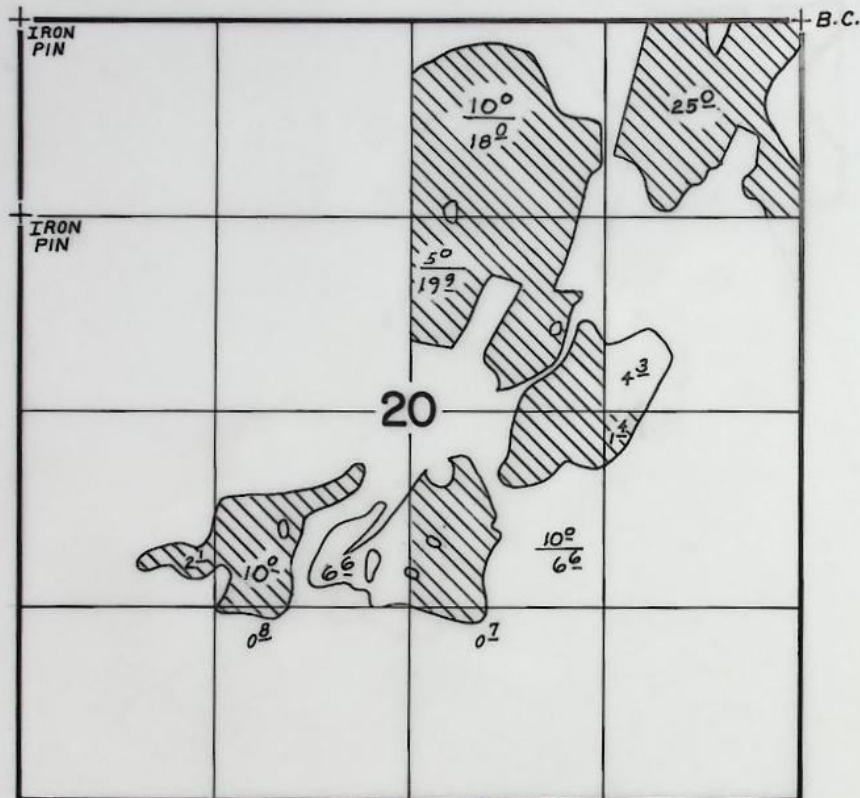
W.R.I.S.

Assembled 2-8-85 by 308Entered _____ by ✓

Verified _____ by _____

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

T.15S., R.11E., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY
UNDER

TRANSFER NO. 4420

IN NAME OF

.....DONALD H. VETTERLEIN / SC.I.D.....

Surveyed FEB. 20. 1985, by LESLIE OLSON..

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
DONALD H. VETTERLEIN (SQUAW CREEK)
IRRIGATION DISTRICT) FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4420

On March 4, 1980, an application was filed in the office of the Water Resources Director by Donald H. Vetterlein for approval of a change in place of use of water from Squaw Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By decree of the Circuit Court of Crook County, Oregon, entered September 19, 1914, In the Matter of the Determination of the Relative (inchoate) Rights to the Use of the waters of Squaw Creek and its Tributaries, a water right was established in the name of Squaw Creek Irrigation Company, a corporation, for the irrigation of, among other lands, 14.5 acres in NW 1/4 NE 1/4 and 7.0 acres in NE 1/4 NE 1/4, Section 30, Township 15 South, Range 11 East, W.M., with a date of priority of November 11, 1895, tabulated in the name of D. P. Moffat, as evidenced by certificate of water right recorded at page 850, Volume 1, State Record of Water Right Certificates.

T-389
The order of the State Engineer dated August 19, 1959, approving transfer Number C-130, amended September 2, 1959, describes a right which includes the use of water from Squaw Creek for irrigation of 26.0 acres in SW 1/4 SW 1/4 and 12.0 acres in SE 1/4 SW 1/4, Section 19, Township 15 South, Range 11 East, W.M., with a date of priority of November 11, 1895.

The order of the State Engineer dated July 18, 1969 describes a right which includes the use of water from Squaw Creek for irrigation of 9.0 acres in SW 1/4 SE 1/4 and 6.0 acres in SE 1/4 SE 1/4 of said Section 19, with a date of priority of November 11, 1895.

Water for the said right is delivered through the Fryrear Ditch.

The applicant herein, owner of the lands above described, proposes to change the place of use without loss of priority to 25.0 acres in NE 1/4 NE 1/4, 21.0 acres in NW 1/4 NE 1/4, 17.0 acres in SW 1/4 NE 1/4, 6.0 acres in NW 1/4 SE 1/4 and 5.5 acres in NE 1/4 SW 1/4, Section 20, Township 15 South, Range 11 East, W.M.

The proposed transfer was approved by the Board of Directors of Squaw Creek Irrigation District at their regular meeting on April 1, 1980.

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.

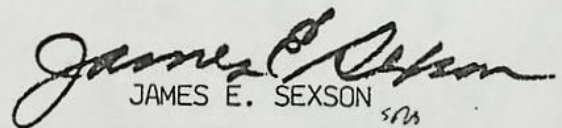
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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 receipt of 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 Squaw Creek Irrigation District in lieu of certificate of water right heretofore issued to Squaw Creek Irrigation Company and recorded at page 850, Volume 1, State Record of Water Right Certificates, at the time certificate is issued to the District confirming other transfers within the District.

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


JAMES E. SEXSON
Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF CANCELLATION)
OF A PORTION OF A WATER RIGHT)
IN THE NAME OF SQUAW CREEK)
IRRIGATION DISTRICT)

O R D E R

On March 26, 1981, Donald H. Vetterlein submitted an affidavit that he is the owner of certain water rights and the lands to which the water rights are appurtenant; that he has abandoned any and all interest in and to the said water rights and requests the same be canceled.

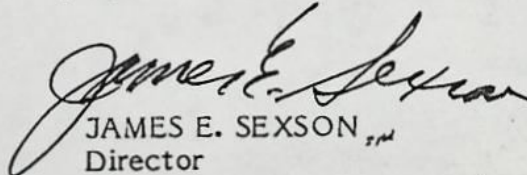
The water rights in question were established by Decree of Circuit Court for Crook County, entered May 1, 1911 and November 19, 1913, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Squaw Creek, tabulated in the name of Squaw Creek Irrigation District, at pages 126 and 473, Volume 1, Order Record of the Water Resources Director, and are portions of the rights described by the certificates recorded at pages 302 and 850, Volume 1, State Record of Water Right Certificates, in the name of Squaw Creek Irrigation District, and are for the use of water from Squaw Creek, with a date of priority of 1904, for irrigation of 17.5 acres in NE 1/4 NE 1/4, 6.0 acres in NW 1/4 SE 1/4 and 5.5 acres in NE 1/4 SW 1/4; and with a date of priority of November, 1904 for irrigation of 7.5 acres in NE 1/4 NE 1/4, 21.0 acres in NW 1/4 NE 1/4 and 17.0 acres in SW 1/4 NE 1/4, Section 20, Township 15 South, Range 11 East, WM, as authorized by Transfer Application D-5.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Director that the water right has been abandoned by him and that he desires cancellation thereof, the Water Resources Director shall enter an order canceling the water right."

NOW, THEREFORE, it is hereby ORDERED that the said water rights, being portions of the rights described by the certificates recorded at pages 302 and 850, Volume 1, State Record of Water Right Certificates, are canceled.

It is FURTHER ORDERED that the said certificates of water right NOT be canceled.

Dated at Salem, Oregon, this 15th day of April, 1981.


JAMES E. SEXSON, JR.
Director

RECEIVED
APR 3 1980
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED
MAR 4 1980
WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, DONALD H. VETTERLEIN / SQUAW CREEK IRRIGATION DIST.
(Name of applicant)
of Desert Springs Ranch Star Route, Redmond,
(Mailing address) (City)
State of Oregon, 97756 548-3910, 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? Squaw Creek Irrigation District
(If not, give name)
2. Was your water right determined by Decree of Court? Yes If so, give title of proceedings
(Yes or No)
Squaw Creek Entered May 1, 1911 & Sept 19, 1914 number of certificate
3. Was your water right acquired by Water Right Permit? No If so, give number
(Yes or No)
Transfers C-130 & S-185
of permit Number of certificate 850

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 Squaw Creek Irrigation District
5. What is the date of priority of your water right? 11-11-1895
Squaw Creek Irrigation District Canal
6. The authorized 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 used is Fryrear Ditch

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 _____

(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
15S	11E	19	SW-SW 11-11-1895 DV	26.0 26.0
15S	11E	19	SE-SW 1895 DV	12.0 10.5
15S	11E	19	SW-SE 1895	9 9.2
15S	11E	19	SE-SE 1895	6 6.2
15S	11E	30	NW-NE 1895	14.5 14.5
15S	11E	30	NE-NE 1895	7 7.0

(If more space required, attach separate sheet)

Total 74.5 Ac D.P. No. 1141
DV

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

(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.)

(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
15S	11E	20	NE-NE	25
15S	11E	20	NW-NE	21
15S	11E	20	SW-NE	17
15S	11E	20	NW-SE	6
15S	11E	20	NE-SW	5.5
				Total 74.5

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are New ground water well (under separate application) located in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19 T.15S R11. EWM will provide irrigation water for arable deeded lands in Sections 19 and 30. Hence, the transfer of surface water rights to arable lands in Section 20.

15. Construction work will be completed on or before May 1, 1981

16. The water will be completely applied to the proposed use on or before Sept. 30, 1981

Remarks Most of the 75 acres of water rights being transferred will be put to beneficial use in 1980 via existing ditches, pipes, ponds, etc. to fields that are, or are currently being, cleared or farmed in the north one-half of Section 20. The remainder, in the south one-half of Section 20, will involve new construction and clearing to be done in winter of 1980-81.

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.

This application of water transfer approved by the Board of Directors 4/1/80.

Squaw Creek Irrigation Dist. date; 4/2/80

by Secretary; Jeanine C. Brown

AFFIDAVIT OF APPLICANT

I, Donald H. Vetterlein, 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 3 day of March, 1980.

Donald H. Vetterlein
(Name of applicant)

Subscribed and sworn to before me this 3 day of March, 1980.

[Notarial Seal]

Loretta A. Ford
NOTARY PUBLIC FOR OREGON

My commission expires May 1, 1983

RECEIVED

MAR 4 1980

WATER RESOURCES DEPT
SALEM, OREGON

CLOVERDALE RD.

SECTION 19

END OF
FRYREAR DITCH

POND

PONDS

DAM

PUMP HOUSE

10 + 21 AC.

+ 25 AC.

5 + 17 AC.

10 + 6 AC

10 + 6 AC

SECTION 20

(---) DITCHES

(- - - - -) MAIN LINE / SUPPLY LINES
- BURIED & SURFACE

28
~~30~~ AC.

10 ⁵ AC

9 AC

6 AC

SECTION 19

SECTION 30

14 ⁵ AC

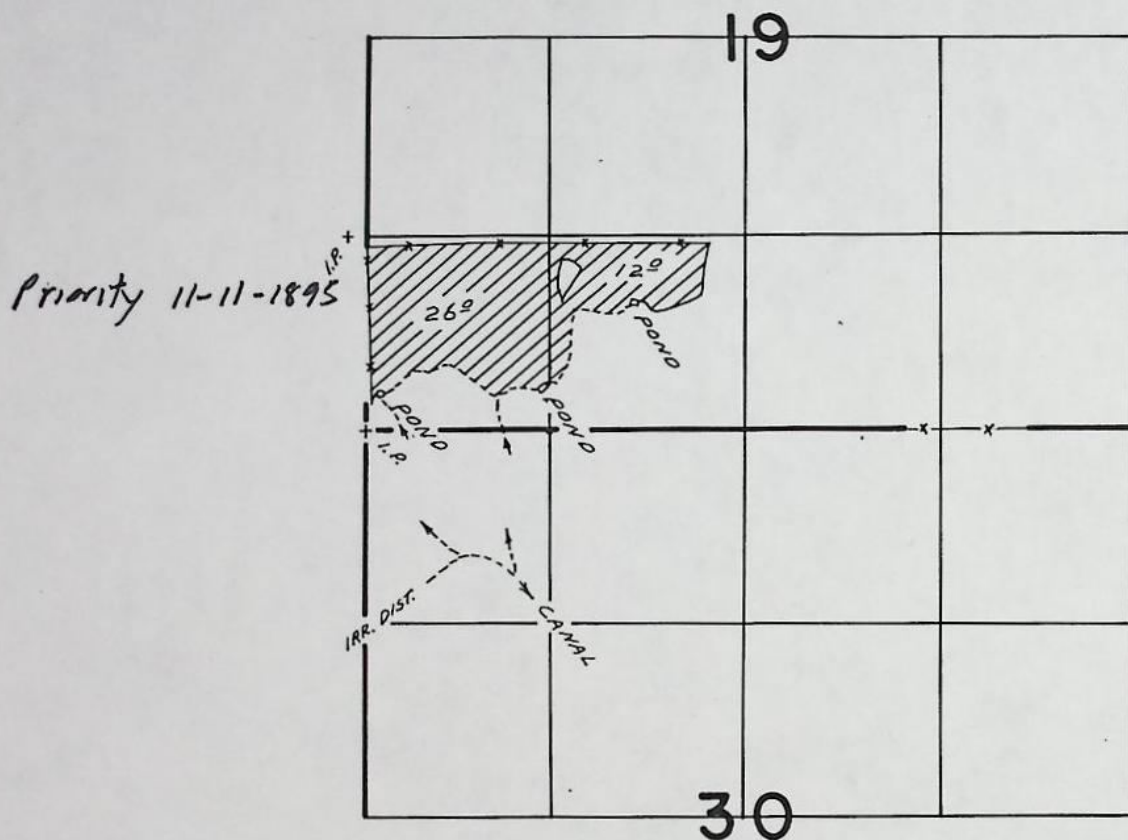
7 AC.

FRYREAR
DITCH

N

WATER RIGHTS TRANSFER
APPLICATION OF
DONALD H. VETTERLEIN
IN
T. 15S., R. 11 E.W.M.,
DESCHUTES COUNTY, OREGON
SCALE: 1" = 660' DHV 3-3-80

T.15S. R.11E. W.M.



Larry Toll:

Don Vetterlein came in 3-17-80 to discuss T-4420.
26⁰ acres in SWSW & 12⁰ acres in SE SW of Sec 19, T15S,
R11E, WM. (S.C.I.D.) are to be divested of WR.

The 26 + 12 were cleared & irrigated by Jack Vogt, no
final proof was made. The water was supposed to go
to SWSW (10 acres) & SWSE (30 acres) instead of the 26+12⁰
(transfer No. C-130).

However, the water was used. Larry Nunn measured the
26 + 12. Larry Jekousek advised Mr. Vetterlein that
since the water was used, and on the same ownership,
we could go ahead with the transfer.

The transfer must be approved by SCID board,
Mr. Vetterlein will have to sign a statement of
proof showing the 26⁰ + 12⁰ are parcels as the
ones irrigated under C-130.

3-17-80

SRB

Please make up a statement of proof showing
the 26⁰ & 12⁰ (C-130) plus whatever should go in
SWSE & SESE of Sec 19 (S-185 showed 9⁰ + 6⁰) for
Mr. Vetterlein to sign.

Thanks

Sam

Miss to Water Transfer Application of Donald H. Vetterlein

4500

RECEIVED

APR 15 1980 VOL 174 PAGE 56

WARRANTY DEED

WATER RESOURCES DEPT
SALEM, OREGON

JACK N. VOGT and MARTHA C. VOGT, husband and wife, and
HOWARD F. VOGT and BETTIE L. VOGT, husband and wife, grantors, convey
to DONALD H. VETTERLEIN, a married person, all that real property
situated in Deschutes County, State of Oregon, described as:

Lot Three (3), the Northeast Quarter of the
Southwest Quarter (NE 1/4 SW 1/4) and the North
half of the Southeast Quarter (N 1/2 SE 1/4) of
Section Nineteen (19), Township Fifteen (15) South,
Range Eleven (11) East of the Willamette Meridian.

And covenant that grantors are the owners of the above
described property, free of all encumbrances except the existence
of roads, railroads, irrigation ditches and canals, telephone,
telegraph and power transmission facilities, and except the rules,
regulations and assessments of the Squaw Creek Irrigation District,
right of way of Slayton Road, and any charges or liens permitted
by the grantee as to the property after February 1, 1965, and will
warrant and defend the same against all persons who may lawfully
claim the same except as above.

Dated this 1st day of February, 1965.

Jack N. Vogt
Martha C. Vogt
Howard F. Vogt
Bettie L. Vogt

STATE OF OREGON)
County of Deschutes) ss.

January 29, 1965

Personally appeared the above named Jack N. Vogt and Martha
C. Vogt, husband and wife, grantors herein, and acknowledged the fore-
going instrument to be their voluntary act. Before me:

Jane McKinnon
Notary Public for Oregon
My commission expires 10-18-68



WARRANTY DEED

JACK N. VOGT and MARTHA C. VOGT,
husband and wife, and HOWARD F.
VOGT and BETTIE L. VOGT, hus-
band and wife,

Grantors,

to

DONALD H. VETTERLEIN, a married
person,

Grantee.

SCOTT M. KELLEY
ATTORNEY AT LAW
PACIFIC BUILDING
PORTLAND, OREGON

4558

INDEX

STATE OF OREGON

County of Deschutes

I hereby certify that the within instru-
ment of writing was received for Record

the 27 day of Jan A.D. 19 71

at 2:30 o'clock P M., and recorded

in Book 174 on Page 56 Records

of Deeds

ROSEMARY PATTERSON

County Clerk

By May Sub Deputy



STATE OF OREGON

Sisters

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: Apr 8, 1980.

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

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4420

IN THE NAME OF Donald H. Vetterlein

RECEIVED
APR 14 1980
WATER RESOURCES DEPT
SALEM, OREGON

In my opinion the proposed change in POU within Squaw Creek I.D.

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 _____

**

Watermaster's signature or initials

RFM — from land was surveyed
by Larry Nunn 2/80

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

WATER RIGHT NO. T000049201 PERMIT NO. _____ CERTIF. NO. 0000850 NAME: DONALD H. VETTERLEIN
 ORIG. NO. C00008501 PREV. NO. C00008501 SUPER. NO. _____ ADDRESS: SCID, 68810 HOLMES RD
 CITY/STATE/ZIP/COUNTY: REDMOND, OR 97756 09
 STREAM-ID 05 1980 1220 RIV. MI. _____ WM. DIST. 11 W.R. TYPE SC STATUS V
 CANCEL YEAR----> _____ CONSTR. COMPLT--> 10 01 1983 YR. LAST USED-----> _____ NEXT ACTION DUE--> _____
 PRIORITY-----> 11 11 1895 PUT TO USE-----> 10 01 1983 LAST TRANS. DATE--> _____ LAST TRANS. TYPE--> _____
 APPLICATION--> 03 04 1980 SURVEYED-----> _____ EXAM. FEE-----> 20.00 RECORDING FEE-----> 71.25
 PERMIT ISSUE--> 05 09 1980 CONCURRENCE-----> _____ CYCLE STATUS-----> _____ REPORTED FLAG-----> _____
 CONSTR. STRT.--> 05 09 1980 CERTIFIED-----> _____ CORRES. INIT.-----> _____ CORRES. DATE-----> _____

POINT-OF-DIVERSION DATA:
 TWP/SP RGE SECT QTR/QTR STREAM-ID

05 1980 1220

RIV. MI. RATE

STATUS S OR P

V P

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

** CHANGES FOR PART OF SQUAW CR
10 C-850 PRIOR TRANSFERS
C-130 & S-185.
 ** - - - - -

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

1505 110E 20 A A 09 1R 100 25.00 V P
A B 21.00
A C 17.00
C A 5.50
D B 6.00

** - - - - -
 ** - - - - -
 ** - - - - -
 ** - - - - -

V.T.S.

APPROVED 2-8-85 J. S. S.

EXT. BY _____

VERIFIED BY _____

RECEIVED
OCT 6 1983
WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

Place of use within Squaw Creek, Irrigation District

PURSUANT TO TRANSFER APPLICATION NO. 4420

I, DONALD H. VETTERLEIN, 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. 1, 1983

10-6-83

Date

Donald H. Vetterlein

Signature

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

ok
Qif

Application No. 4420

Application for Extension of Time
for Transfer of Water Right

RECEIVED

OCT 18 1982

WATER RESOURCES DEPT.
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Donald H. Vetterlein

(Name of applicant)

of Desert Springs Ranch, Star Route, Redmond

(Mailing address)

(City)

State of Oregon, 97756, 548-3910

(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

May 9, 1980, approving transfer application No. 4420,

in the name of Donald H. Vetterlein *.

The following has been accomplished toward completion of the
change within the time allowed, which expired on Oct 1, 1982:
65 acres of the 75 acres being transferred have been put to
beneficial use.

(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.

10-18-82
\$20.00
#33303

Ext to 10-1-83

5/26

56/7

To fully complete the change, it will be necessary to accomplish the following: Complete pond in NW¼ of SW¼ of Sec. 20 and finish clearing and seeding additional 10 acres on south side of ranch

I am unable to complete the change under the terms of the order, within the time allowed, because of financial reasons (see letter attached).

and request that the time for completion be extended to Oct. 1, 1983.

AFFIDAVIT OF APPLICANT

I, Donald H. Vetterlein, 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 14th day of October

1982

Donald H. Vetterlein

Subscribed and sworn to before me this 14 day of October, 1982

[Notarial Seal]

Loretta D. Spivey
Notary Public for Oregon

My commission expires 5/1/83

MAIL COMPLETED APPLICATION AND FEE IN THE AMOUNT OF \$20.00

TO:

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

9587
RECEIVED

SEP 28 1981

DESERT SPRINGS RANCH

Star Route
Redmond, OR 97756

**WATER RESOURCES DEPT
SALEM, OREGON**

September 25, 1981

State of Oregon
Water Resources Department
Mill Creek Office Park
555 13th Street N.E.
Salem, OR 97310

Attn: Mr. Ralph Jackson

Re: G-8846
T-4420

Gentlemen:

Enclosed please find Application for Extension of Time for Ground Water Permit No. G-8846 and Transfer of Water Rights No. T-4420, together with check for \$20.00 to cover the statutory fees.

This letter is to try to explain the delays in completion of these two projects and, hopefully, justify the request for a two-year extension. Considerable progress was made on both in 1980. Additional clearing and ground preparation was continued during last winter and spring. However, with the approaching drought, all work on the T-4420 project was stopped and efforts diverted to G-8846. Here we were stymied by major pump and well problems.

After several electrical problems in May, the contractor who installed the G-8846 system apparently "lost the pump" when extracting it in early May. Thompson tried to fish for it 'till June 1st, at which time we terminated his efforts (30 acres of new seeding were drying up). Buckner Drilling took over but to no avail in two tries. We called in a TV camera and found the pump covered with rocks. We drilled another well 10' east and 10' deeper, set new pumps (3 times) but feel we can only pump 4-500 gpm (see Well Report attached). By September this rate had fallen to 300 gpm or less, just enough to handle the 30 acres seeded.

This fall we are going to try to go deeper, or resurrect the old well or something to try to complete this project as planned. In the meantime, I am in a financial bind and am going to court to try to recover the \$60,000 loss created by this calamity.

Sincerely,


Donald H. Vetterlein

DHV:la
enclosure

cc: Mr. Sam Allison

Application for Extension of Time

RECEIVED

TO THE WATER RESOURCES DIRECTOR OF OREGON

SEP 28 1981

WATER RESOURCES DEPT

I, Donald H. Vetterlein

SALEM, OREGON

Desert Springs Ranch (or c/o Squaw Creek Irrigation District)
Star Route

Mailing Address

Redmond, OR 97756

City

State

Zip

record owner of water right permit No. T-4420, do hereby request that the time in which to:

☐ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 19....., be extended to October 1, 19.....; and/or the time in which to

☒ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1981, be extended to October 1, 1983.

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

within the past year Clearing of remaining 11.5 acres in S½ of Sec. 20

has been started but not yet completed. New pond in NW¼ of SW¼

Sec. 20 not completed. Delay due to drought and low water deliveries from Squaw Creek.

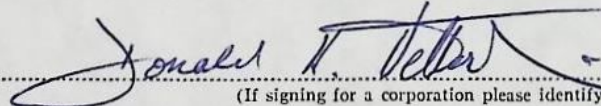
prior to this past year All works and equipment to serve NE¼ of Sec. 20

described in application were completed in 1980. Most of the

63 acres in this quarter were seeded and crops raised in 1980.

and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) 60-62

(If additional space is required, attach separate sheet)



(If signing for a corporation please identify your title)

Dated September 25, 1981

MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF \$10.00 TO:

Water Resources Department
Mill Creek Office Park
555 13th Street, N.E.
Salem, Oregon 97310

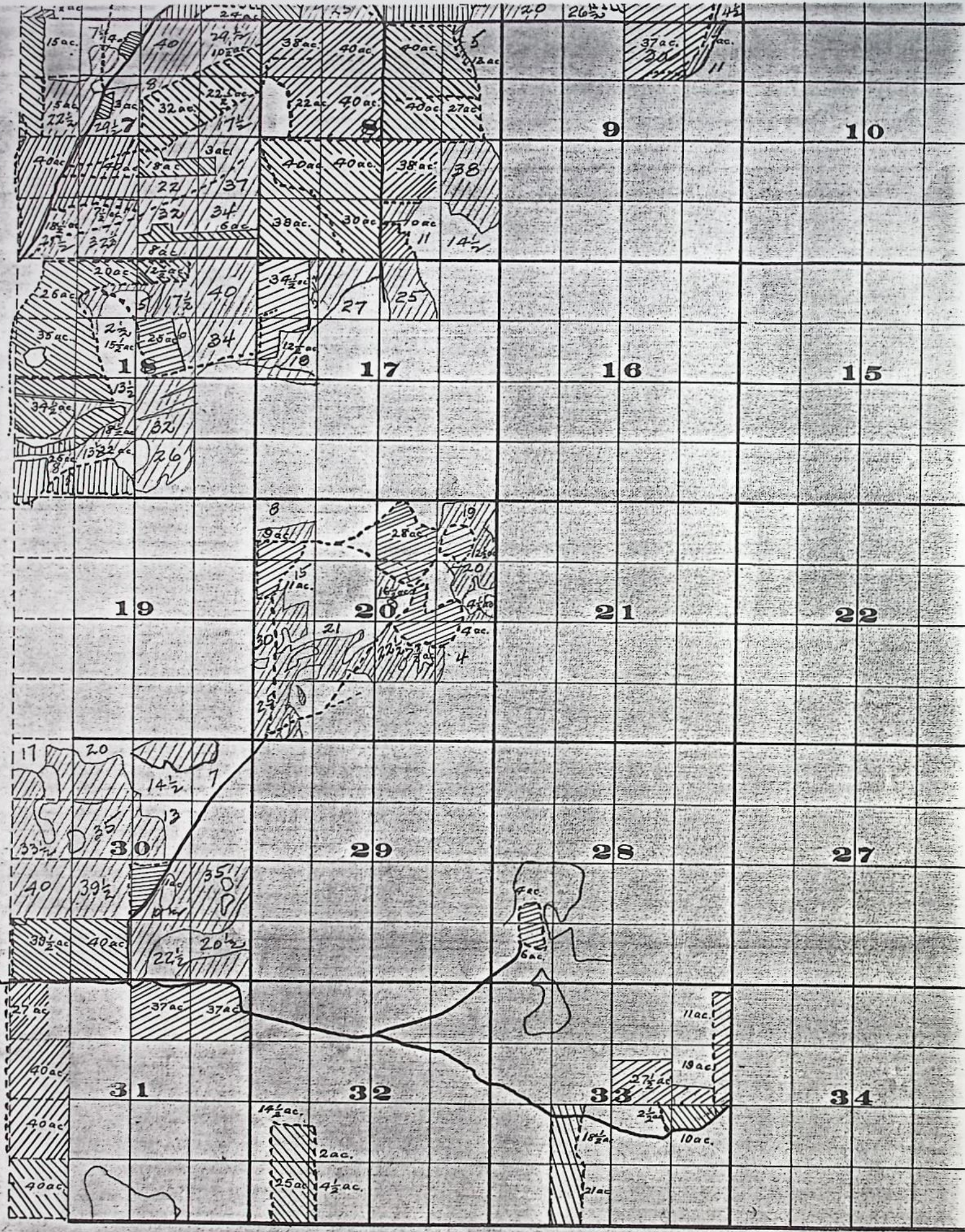
27438
910.02
9-28-81

10-22-81
910.02
27801

DESCHUTES COUNTY

ORDER

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THE B. A. BRISTOL CO., PRINTERS & BOOKBINDERS, CHEYENNE, WYO

Surveyed by H. K. Donnelly - Aug. 1909

John H. Lewis - State Engineer.

LEGAL DESCRIPTION OF PROPERTY

RECEIVED
MAY 1 1980
WATER RESOURCES DEPT
SALEM, OREGON

A. Water Rights Transferred From:

"Lot Four (4) and the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$, SW $\frac{1}{4}$), and the South One-half of the Southeast Quarter (S $\frac{1}{2}$, SE $\frac{1}{4}$) in Section Nineteen (19); and

The North One-half of the Northeast Quarter (N $\frac{1}{2}$, NE $\frac{1}{4}$) in Section Thirty (30), all in Township Fifteen (15) South, Range Eleven (11), East of the Willamette Meridian, Deschutes County, State of Oregon, containing 240 acres, more or less."

B. Water Rights Transferred To:

"The North One-half (N $\frac{1}{2}$) of Section Twenty (20) and the West One-half of the Southwest Quarter (W $\frac{1}{2}$, SW $\frac{1}{4}$), the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$, SW $\frac{1}{4}$), and the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$, SE $\frac{1}{4}$) of Section Twenty (20), all in Township Fifteen (15) South, Range Eleven (11), East of the Willamette Meridian, Deschutes County, State of Oregon, containing 480 acres, more or less."

Donald H. Vetterlein
Applicant for Transfer of
Water Rights

AFFIDAVIT

RECEIVED

MAR 26 1981

WATER RESOURCES DEPT
SALEM, OREGON

I, Donald H. Vetterlein, being first duly sworn, depose and say that I am the owner of a water right and the land to which it is appurtenant, which is for the use of water from Squaw Creek for irrigation of 17.5 acres in NE 1/4 NE 1/4, 6.0 acres in NW 1/4 SE 1/4 and 5.5 acres in NE 1/4 SW 1/4, with a date of priority of 1904; 7.5 acres in NE 1/4 NE 1/4, 21.0 acres in NW 1/4 NE 1/4 and 17.0 acres in SW 1/4 NE 1/4, with a date of priority of November, 1904, all in Section 20, Township 15 South, Range 11 East, WM, as evidenced by the certificates recorded at pages 302 and 850, Volume 1, State Record of Water Right Certificates; that I have abandoned any and all interest in and to said water right and request the same be canceled.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th
day of March, 1981.

Donald H. Vetterlein

Subscribed and sworn to before me this 25th day of
March, 1981.

Laetitia Al-Hadi

Notary Public for Oregon

My Commission expires:

May 1, 1983