

Name NEVIN THOMPSON
 By _____
 Address Princeton, OR 97721

 Date filed May 29, 1973
 Priority Sept. 10, 1974
 Action suspended until OK Cert

 Return to applicant _____
 Date of approval October 19, 1974

CONSTRUCTION

Date for beginning October 10, 1975
 Date for completion October 1, 1976
 Extended to _____
 Date for application of water October 1, 1977
 Extended to _____

PROSECUTION OF WORK

Form "A" filed November 14, 1975
 Form "B" filed November 14, 1975
 Form "C" filed November 14, 1975

FINAL PROOF

Blank mailed AUG 25 1978
 Proof received _____
 Date certificate issued NOV 2 1978

Application No. G G 6148
 Permit No. G G 5219
 Certificate No. 46775

Stream Index, Page No. 10-42

No Log

FEES PAID		
Date	Amount	Receipt No.
5/29/73	41.80	34077
9-13-74	3.25	42922
10-18-78	\$1 Cert. Fee	6817

FEES REFUNDED		
Date	Amount	Check No.
10-11-74	2.60	5997

ASSIGNMENTS

Date	To Whom	Address	Volume	Page

REMARKS

App 2314 4.06cfs from Thompson Wells, old well being 0.76 c.f.s and new well
" 6313 being 3.3 c.f.s. for irrigation and supplemental irrigation of
 288.7 acres.
 NOV 4 1975 **CARD FOR A**
 Form 130 sent OCT 2 1978

RECEIVED

NOV 1 4 1975

Form A

NOTICE OF BEGINNING OF CONSTRUCTION

Application No. G-6148

I, Nevin Thompson, the holder of Permit No. G-5240

to appropriate the public waters of the state of Oregon, began the actual construction of the works described herein on the 20th day of April October, 1973

Remarks: Work began with drilling of the well (2 in)
The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed

up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of Nov, 1975

Nevin Thompson Princeton, Ore. 97721
(Signature of Applicant) (Address)

Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is begun.

Form B

NOTICE OF COMPLETION OF CONSTRUCTION

Application No. G-6148

I, Nevin Thompson, the holder of Permit No. G-5240

to appropriate the public waters of the state of Oregon, completed the construction of the works described herein on the 15th day of MAY, 1975

Remarks: If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of Nov, 1975

Nevin Thompson Princeton, Ore. 97721
(Signature of Applicant) (Address)

Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is completed.

Form C

IMPORTANT—This form is a notice to the State Engineer that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated. Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when all of the water has been applied.

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Application No. G-6148

I, Nevin Thompson, the holder of Permit No. G-5240

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 25th day of July, 1975

Remarks: PART OF THE WATER APPLICATION WAS BY SPRINKLER, PART BY FLOOD IRRIGATION. CHANGES, AS THEY ARE REQUIRED, WILL BE MADE IN THE FLOOD SYSTEM

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of Nov, 1975

Nevin Thompson Princeton, Oregon, 97721
(Signature of Applicant) (Address)

NOV 1 4 1975

WATER RESOURCES DEPT. SALEM, OREGON

NOV 1 4 1975

WATER RESOURCES DEPT. SALEM, OREGON



Oregon

Kate Brown, Governor

G-6148

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

March 8, 2017

SHIRLEY THOMPSON
53743 HWY 78
BURNS, OR 97720

REFERENCE: Transfer Application T-12378

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. **YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.** The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Joan Smith, by telephone at (503) 986-0892 or by e-mail at Joan.M.Smith@oregon.gov.

Sincerely,

Marissa Andrews
Water Right Services Support

cc: J R. Johnson, Watermaster Dist. #10 (via email)
John A. Short, Agent
Landowners (other or receiving)

Enclosure



**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application)
T-12378, Harney County)
)
)
)
)

FINAL ORDER APPROVING OF A
CHANGE IN POINTS OF
APPROPRIATION, ADDITIONAL
POINTS OF APPROPRIATION, AND
PLACE OF USE CHANGES

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

SHIRLEY THOMPSON
53743 HWY 78
BURNS, OR 97720

Findings of Fact

1. On May 9, 2016, SHIRLEY THOMPSON filed an application to change the points of appropriation and for additional points of appropriation and to change the place of use under Certificates 46775, 55569, 55570, 55571, and 85182. The Department assigned the application number T-12378.
2. Notice of the application for transfer was published on May 17, 2016, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On September 15, 2016, the Department contacted the applicant's agent via telephone and email to notify them of deficiencies in the application. The deficiencies being: clarification was requested regarding the applicants/landowners; clarification was requested as to whether there is a "receiving landowner"; two of the maps were missing the location of the authorized wells; and minor inconsistencies within the application with regard to the well locations.
4. On October 21, 2016, the applicant's agent submitted amended application pages and on October 25, 2016, the applicant submitted new maps resolving the deficiencies.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. On November 14, 2016, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-12378 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of December 14, 2016, for the applicant to respond. The applicant requested that the Department proceed with issuance of the Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. On December 30, 2016, the Department issued a Preliminary Determination proposing to approve Transfer T-12378 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on January 10, 2017, and in the Burns Times Herald newspaper on January 11 and 18, 2017, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.
7. The first right to be transferred is as follows:

Certificate: 46775 in the name of NEVIN L THOMPSON (perfected under Permit G-5240)

Use: IRRIGATION of 287.3 ACRES and SUPPLEMENTAL IRRIGATION of 48.2 ACRES

Priority Date: SEPTEMBER 10, 1974

Rate: 4.01 CUBIC FEET PER SECOND (cfs), being 0.71 cfs from OLD WELL and 3.3 cfs from NEW WELL

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: OLD and NEW THOMPSON WELLS within the MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	33 E	WM	13	NE SE	OLD THOMPSON WELL: 2490 FEET NORTH AND 100 FEET WEST FROM THE SE CORNER OF SECTION 13
26 S	33 E	WM	13	NW SE	NEW THOMPSON WELL: 2490 FEET NORTH AND 1370 FEET WEST FROM THE SE CORNER OF SECTION 13

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Source
26 S	33 E	WM	13	SW NE		40.0	New Thompson Well
26 S	33 E	WM	13	SE NE		37.5	
26 S	33 E	WM	13	SE NW		40.0	
26 S	33 E	WM	13	NE SW		40.0	
26 S	33 E	WM	13	SE SW		40.0	
26 S	33 E	WM	13	NW SE		40.0	
26 S	33 E	WM	13	SW SE		40.0	
26 S	34 E	WM	18	NE SW		8.0	Old Thompson Well

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Source
26 S	34 E	WM	18	SW SW	4	0.5	
26 S	34 E	WM	18	SE SW		1.3	
Total:						287.3	

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Source
26 S	34 E	WM	18	SW NW	2	20.0	Old Thompson Well
26 S	34 E	WM	18	NW SW	3	19.5	
26 S	34 E	WM	18	SE SW		8.7	
Total:						48.2	

8. Transfer Application T-12378 proposes an additional point of appropriation approximately 350 feet and 1490 feet respectively from the existing points of appropriation "Old Thompson Well" and "New Thompson Well" located as follows:

Twp	Rng	Mer	Sec	Q-Q	Gov't lot	Measured Distances
26 S	34 E	WM	18	NW SW	3	NEWEST WELL: 2200 FEET NORTH AND 90 FEET EAST FROM THE SW CORNER OF SECTION 18

9. Transfer Application T-12378 also proposes a change in points of appropriation, described as follows, with the approximate distance in miles from the existing points of appropriation as identified below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distances	
						Old Thompson Well	New Thompson Well
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	1.3	1.4
26 S	34 E	WM	19	SW NE	NORTH WELL: 1230 FEET NORTH AND 170 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	1.0	1.2
26 S	34 E	WM	19	NW SE	MIDDLE WELL: 70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	1.2	1.4
26 S	34 E	WM	20	SE SW	EAST WELL: 17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20	2.0	2.2

10. Transfer Application T-12378 also proposes to change the place of use(POU) of the right in the table below the type of change is also described POA for point of appropriation and APOA for additional point of appropriation:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Type of Change
26 S	33 E	WM	13	NE NE		26.1	APOA/POU
26 S	33 E	WM	13	NW NE		28.9	APOA/POU
26 S	33 E	WM	13	SW NE		29.0	APOA/POU
26 S	33 E	WM	13	SE NE		26.0	APOA/POU
26 S	33 E	WM	13	NE SW		31.0	APOA/POU

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Type of Change
26 S	33 E	WM	13	SE SW		31.7	APOA/POU
26 S	33 E	WM	13	NW SE		31.3	APOA/POU
26 S	34 E	WM	13	SW SE		31.6	APOA/POU
26 S	34 E	WM	18	NE SW		1.9	APOA/POU
26 S	34 E	WM	19	NE SW		2.3	POA/POU
26 S	34 E	WM	19	NW SW	3	16.6	POA/POU
26 S	34 E	WM	19	SW SW	4	20.0	POA/POU
26 S	34 E	WM	19	SE SW		10.9	POA/POU
Total:						287.3	

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Type of Change
26 S	34 E	WM	18	SW NW	2	20.0	APOA/POU
26 S	34 E	WM	18	NW SW	3	19.5	APOA/POU
26 S	34 E	WM	18	SE SW		8.7	APOA/POU
Total:						48.2	

11. The second right to be transferred is as follows:

Certificate: 55569 in the name of NEVIN THOMPSON (perfected under Permit G-5183)

Use: IRRIGATION of 118.2 ACRES

Priority Date: APRIL 4, 1973

Rate: 1.48 CFS

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: JAMES WELL within the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	34 E	WM	19	NW SE	70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	19	NE SE	39.0
26 S	34 E	WM	19	NW SE	39.0
26 S	34 E	WM	19	SE SE	39.5
26 S	34 E	WM	20	NW SW	0.7
Total:					118.2

12. Transfer Application T-12378 proposes additional points of appropriation, described as follows, with the approximate distance in miles from the existing point of appropriation as identified below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from the authorized POA
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	0.5
26 S	34 E	WM	19	SW NE	NORTH WELL: 1230 FEET NORTH AND 170 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	0.3
26 S	34 E	WM	20	SE SW	EAST WELL: 17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20	0.9

13. Transfer Application T-12378 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	19	SE NE	1.6
26 S	34 E	WM	19	NE SE	37.7
26 S	34 E	WM	19	NW SE	4.4
26 S	34 E	WM	19	SW SE	3.6
26 S	34 E	WM	19	SE SE	15.1
26 S	34 E	WM	20	SW NW	0.5
26 S	34 E	WM	20	NW SW	28.4
26 S	34 E	WM	20	SW SW	26.9
Total:					118.2

14. The third right to be transferred is as follows:

Certificate: 55570 in the name of NEVIN THOMPSON (perfected under Permit G-8242)

Use: IRRIGATION of 40.0 ACRES

Priority Date: MAY 8, 1978

Rate: 0.5 CFS

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL within the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	34 E	WM	19	NW SE	70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	19	SW SE	40.0

15. Transfer Application T-12378 proposes additional points of appropriation, described as follows, with the approximate distance in feet from the existing point of appropriation (POA) as identified below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from the authorized POA
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	0.5
26 S	34 E	WM	19	SW NE	NORTH WELL: 1230 FEET NORTH AND 170 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	0.3
26 S	34 E	WM	20	SE SW	EAST WELL: 17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20	0.9

16. Transfer Application T-12378 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	19	SE SW	18.0
26 S	34 E	WM	19	SW SE	0.6
26 S	34 E	WM	19	SE SE	21.4
Total:					40.0

17. The fourth right to be transferred is as follows:

Certificate: 55571 in the name of NEVIN THOMPSON (perfected under Permit G-8372)

Use: IRRIGATION of 82.4 ACRES

Priority Date: OCTOBER 18, 1978

Rate: 1.03 CFS

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL within the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	34 E	WM	19	SW NE	1230 FEET NORTH AND 170 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	19	SW NE	22.0
26 S	34 E	WM	19	SE NE	23.0
26 S	34 E	WM	19	NE NW	5.0
26 S	34 E	WM	19	SE NW	31.8
26 S	34 E	WM	20	SW NW	0.6
Total:					82.4

18. Transfer Application T-12378 proposes additional points of appropriation, described as follows, with the approximate distance in feet from the existing point of appropriation (POA) as identified below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from authorized POA
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	0.6
26 S	34 E	WM	19	NW SE	MIDDLE WELL: 70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	0.3
26 S	34 E	WM	20	SE SW	EAST WELL: 17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20	1.1

19. Transfer Application T-12378 also proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres
26 S	34 E	WM	19	SW NE		6.4
26 S	34 E	WM	19	SW NW	2	19.0
26 S	34 E	WM	19	SE NW		37.4
26 S	34 E	WM	19	NE SW		3.0
26 S	34 E	WM	19	SE SW		8.3
26 S	34 E	WM	19	NW SE		2.8
26 S	34 E	WM	19	SW SE		5.5
Total:						82.4

20. The fifth right to be transferred is as follows:

Certificate: 85182 in the name of NEVIN AND SHIRLEY THOMPSON and NW FARM CREDIT SERVICES, FLCA (perfected under Permit G-11679)

Use: IRRIGATION of 82.0 ACRES

Priority Date: MARCH 10, 1992

Rate: 1.025 CFS

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Period of Use: MARCH 1 THROUGH OCTOBER 31

Source: A WELL in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	34 E	WM	20	SE SW	17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	20	NE SW	0.6
26 S	34 E	WM	20	SE SW	28.4
26 S	34 E	WM	20	NW SE	0.6
26 S	34 E	WM	20	SW SE	31.6
26 S	34 E	WM	29	NW NE	20.8
Total:					82.0

21. Transfer Application T-12378 proposes additional points of appropriation, described as follows, with the approximate distance in feet from the existing point of appropriation (POA) as identified below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from authorized POA
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	1.1
26 S	34 E	WM	19	SW NE	NORTH WELL: 1230 FEET NORTH AND 170 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	1.1
26 S	34 E	WM	19	NW SE	MIDDLE WELL: 70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	0.9

22. Transfer Application T-12378 also proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres
26 S	34 E	WM	19	NE SW		31.8
26 S	34 E	WM	19	NW SW	3	3.5
26 S	34 E	WM	19	NW SE		2.7
26 S	34 E	WM	20	SE SW		15.9
26 S	34 E	WM	20	SW SE		18.4
26 S	34 E	WM	29	NW NE		9.7
Total:						82.0

Transfer Review Criteria (OAR 690-380-4010)

23. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
24. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-12378.
25. The proposed change would not result in enlargement of the rights.

26. The proposed change would not result in injury to other water rights.
27. All other application requirements are met.

Conclusions of Law


The change in point of appropriation, additional points of appropriation and change in place of use proposed in Transfer Application T-12378 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in point of appropriation, additional points of appropriation and change in place of use proposed in Transfer Application T-12378 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 46775, 55569, 55570, 55571, and 85182, and any related decree.
3. Water right Certificates 46775, 55569, 55570, 55571, and 85182 are cancelled.
4. The quantity of water diverted at the new or additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
7. The former place of use of the transferred right shall no longer receive water under the right.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2018**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

9. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

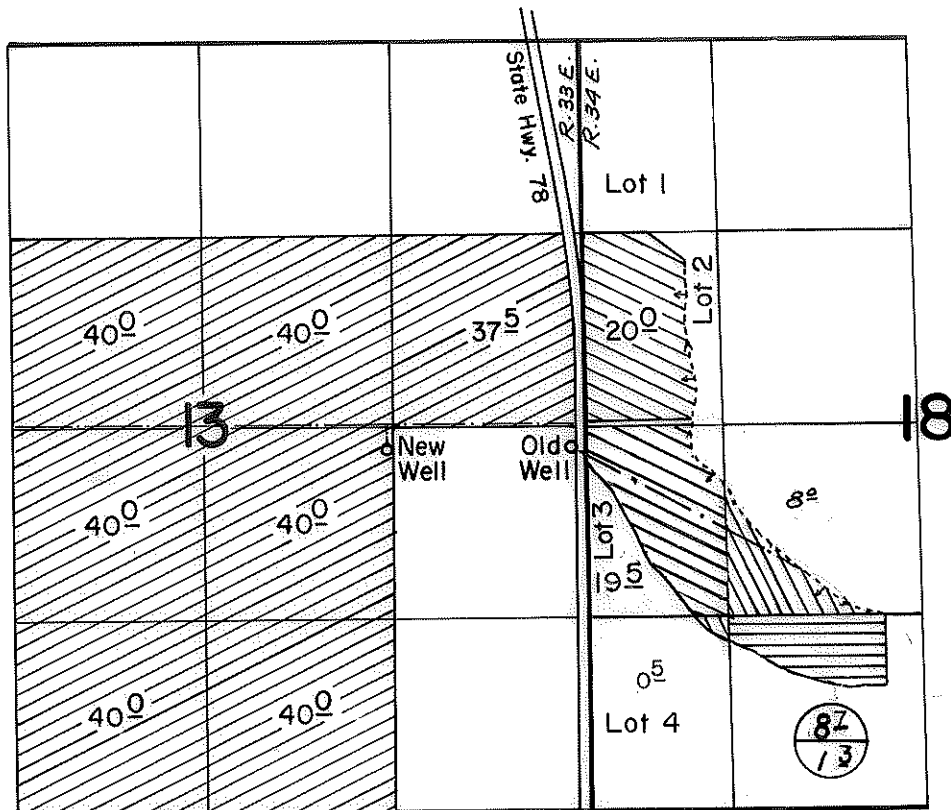
Dated at Salem, Oregon this 1 day of March 2017.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing date: MAR 08 2017

T.26S., R.33 & 34E., W.M.



Wells Loc: New-2490' N & 1370' W; Old-2490' N & 100' W both from SE cor. sec. 13

FINAL PROOF SURVEY UNDER

Application No. G-6148 Permit No. G-5240
IN NAME OF

NEVIN L. THOMPSON

Surveyed April 23 1976, by D. Norby

- Primary-New Well
- Primary-Old Well
- Supplemental-Old Well
- Supplemental & Primary-Old Well

- Supplemental
- Primary



Oregon

Kate Brown, Governor

G-6148

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

March 8, 2017

SHIRLEY THOMPSON
53743 HWY 78
BURNS, OR 97720

REFERENCE: Transfer Application T-12378

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. **YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.** The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Joan Smith, by telephone at (503) 986-0892 or by e-mail at Joan.M.Smith@oregon.gov.

Sincerely,

Marissa Andrews
Water Right Services Support

cc: J R. Johnson, Watermaster Dist. #10 (via email)
John A. Short, Agent
Landowners (other or receiving)

Enclosure



**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application)	FINAL ORDER APPROVING OF A
T-12378, Harney County)	CHANGE IN POINTS OF
)	APPROPRIATION, ADDITIONAL
)	POINTS OF APPROPRIATION, AND
)	PLACE OF USE CHANGES

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

SHIRLEY THOMPSON
53743 HWY 78
BURNS, OR 97720

Findings of Fact

1. On May 9, 2016, SHIRLEY THOMPSON filed an application to change the points of appropriation and for additional points of appropriation and to change the place of use under Certificates 46775, 55569, 55570, 55571, and 85182. The Department assigned the application number T-12378.
2. Notice of the application for transfer was published on May 17, 2016, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On September 15, 2016, the Department contacted the applicant's agent via telephone and email to notify them of deficiencies in the application. The deficiencies being: clarification was requested regarding the applicants/landowners; clarification was requested as to whether there is a "receiving landowner"; two of the maps were missing the location of the authorized wells; and minor inconsistencies within the application with regard to the well locations.
4. On October 21, 2016, the applicant's agent submitted amended application pages and on October 25, 2016, the applicant submitted new maps resolving the deficiencies.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Source
26 S	34 E	WM	18	SW SW	4	0.5	
26 S	34 E	WM	18	SE SW		1.3	
Total:						287.3	

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Source
26 S	34 E	WM	18	SW NW	2	20.0	Old Thompson Well
26 S	34 E	WM	18	NW SW	3	19.5	
26 S	34 E	WM	18	SE SW		8.7	
Total:						48.2	

8. Transfer Application T-12378 proposes an additional point of appropriation approximately 350 feet and 1490 feet respectively from the existing points of appropriation "Old Thompson Well" and "New Thompson Well" located as follows:

Twp	Rng	Mer	Sec	Q-Q	Gov't lot	Measured Distances
26 S	34 E	WM	18	NW SW	3	NEWEST WELL: 2200 FEET NORTH AND 90 FEET EAST FROM THE SW CORNER OF SECTION 18

9. Transfer Application T-12378 also proposes a change in points of appropriation, described as follows, with the approximate distance in miles from the existing points of appropriation as identified below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distances	
						Old Thompson Well	New Thompson Well
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	1.3	1.4
26 S	34 E	WM	19	SW NE	NORTH WELL: 1230 FEET NORTH AND 170 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	1.0	1.2
26 S	34 E	WM	19	NW SE	MIDDLE WELL: 70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	1.2	1.4
26 S	34 E	WM	20	SE SW	EAST WELL: 17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20	2.0	2.2

10. Transfer Application T-12378 also proposes to change the place of use(POU) of the right in the table below the type of change is also described POA for point of appropriation and APOA for additional point of appropriation:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres	Type of Change
26 S	33 E	WM	13	NE NE		26.1	APOA/POU
26 S	33 E	WM	13	NW NE		28.9	APOA/POU
26 S	33 E	WM	13	SW NE		29.0	APOA/POU
26 S	33 E	WM	13	SE NE		26.0	APOA/POU
26 S	33 E	WM	13	NE SW		31.0	APOA/POU

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from the authorized POA
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	0.5
26 S	34 E	WM	19	SW NE	NORTH WELL: 1230 FEET NORTH AND 170 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	0.3
26 S	34 E	WM	20	SE SW	EAST WELL: 17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20	0.9

13. Transfer Application T-12378 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	19	SE NE	1.6
26 S	34 E	WM	19	NE SE	37.7
26 S	34 E	WM	19	NW SE	4.4
26 S	34 E	WM	19	SW SE	3.6
26 S	34 E	WM	19	SE SE	15.1
26 S	34 E	WM	20	SW NW	0.5
26 S	34 E	WM	20	NW SW	28.4
26 S	34 E	WM	20	SW SW	26.9
Total:					118.2

14. The third right to be transferred is as follows:

Certificate: 55570 in the name of NEVIN THOMPSON (perfected under Permit G-8242)

Use: IRRIGATION of 40.0 ACRES

Priority Date: MAY 8, 1978

Rate: 0.5 CFS

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL within the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	34 E	WM	19	NW SE	70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	34 E	WM	19	SW SE	40.0

18. Transfer Application T-12378 proposes additional points of appropriation, described as follows, with the approximate distance in feet from the existing point of appropriation (POA) as identified below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from authorized POA
26 S	34 E	WM	19	SE SW	WEST WELL: 1320 FEET NORTH AND 1480 FEET EAST FROM THE SW CORNER OF SECTION 19	0.6
26 S	34 E	WM	19	NW SE	MIDDLE WELL: 70 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER OF THE NW SE OF SECTION 19	0.3
26 S	34 E	WM	20	SE SW	EAST WELL: 17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20	1.1

19. Transfer Application T-12378 also proposes to change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Acres
26 S	34 E	WM	19	SW NE		6.4
26 S	34 E	WM	19	SW NW	2	19.0
26 S	34 E	WM	19	SE NW		37.4
26 S	34 E	WM	19	NE SW		3.0
26 S	34 E	WM	19	SE SW		8.3
26 S	34 E	WM	19	NW SE		2.8
26 S	34 E	WM	19	SW SE		5.5
Total:						82.4

20. The fifth right to be transferred is as follows:

Certificate: 85182 in the name of NEVIN AND SHIRLEY THOMPSON and NW FARM CREDIT SERVICES, FLCA (perfected under Permit G-11679)

Use: IRRIGATION of 82.0 ACRES

Priority Date: MARCH 10, 1992

Rate: 1.025 CFS

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Period of Use: MARCH 1 THROUGH OCTOBER 31

Source: A WELL in the MALHEUR LAKE BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	34 E	WM	20	SE SW	17 FEET NORTH AND 123 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20

26. The proposed change would not result in injury to other water rights.
27. All other application requirements are met.

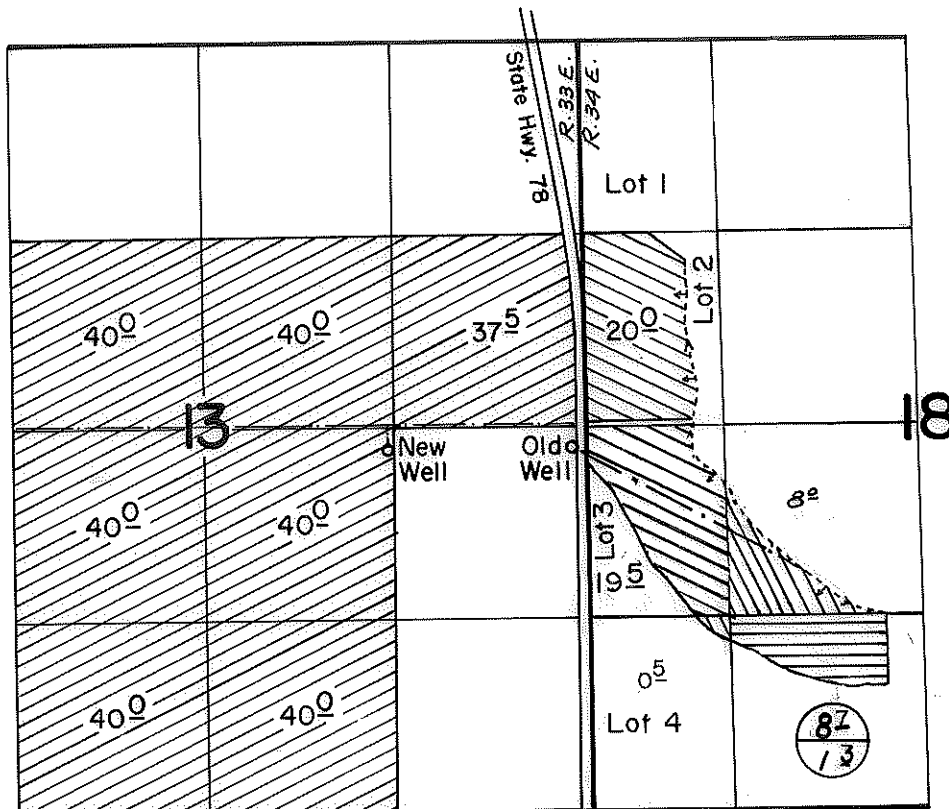
Conclusions of Law

The change in point of appropriation, additional points of appropriation and change in place of use proposed in Transfer Application T-12378 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:






1. The change in point of appropriation, additional points of appropriation and change in place of use proposed in Transfer Application T-12378 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 46775, 55569, 55570, 55571, and 85182, and any related decree.
3. Water right Certificates 46775, 55569, 55570, 55571, and 85182 are cancelled.
4. The quantity of water diverted at the new or additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
7. The former place of use of the transferred right shall no longer receive water under the right.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2018**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

T.26S., R.33 & 34E., W.M.



Wells Loc: New-2490' N & 1370' W; Old-2490' N & 100' W both from SE cor. sec. 13

FINAL PROOF SURVEY UNDER

-  Primary-New Well
-  Primary-Old Well
-  Supplemental-Old Well
-  Supplemental & Primary-Old Well
-  — Supplemental
— Primary

Application No. G-6148 Permit No. G-5240
IN NAME OF

NEVIN L. THOMPSON

Surveyed April 23 1976, by D. Norby

May 15, 1996

Oregon

WATER
RESOURCES
DEPARTMENT

Nevin Thompson
HC 73-3561 Hwy 78
Burns, OR 97720

User-Id: 25999

With regard to the pump test requirements for the following well(s) and associated water right(s):

Permit: G-11679 Pod-Id: 32057 Application: G-12817
Permit: G-5240 Pod-Id: 27770 G 6148
Permit: G-5240 Pod-Id: 27771

The Water Resource Department has reviewed and accepted the pump test results you submitted (Permit: G-11679, Pod-Id: 32057). The Department requires no further testing of this well at this time. However, you will be required to submit a static water level measurement of the well on the ten-year anniversary of the test you conducted.

The Department has also reviewed your request for an exemption based on the results of the tested well. Our review indicates that the tested well and the wells proposed for exemption:

- are located within a five-mile radius and
- appear to be completed in the same water-bearing zone.

Therefore, the Department is granting the exemption. This means that the additional well(s) need not be tested. This exemption is valid **only if both wells are owned by the same landowner.**

We appreciate your cooperation in this program. If you have any questions, please contact Marilyn Baker at 378-8455, ext 289 or myself at the address or phone number listed below.

Sincerely,

Marilyn Baker for
FRED LISSNER, Manager
Groundwater/Hydrology Section

cc: Water Rights Section



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

378-3066

File G-6148

June 15, 1977

Federal Land Bank of Redmond
P.O. Box 577
Redmond, OR 97756

Attention: Evert Decker

Dear Mr. Decker:

We have received the notice (form "C") from Mevin Thompson advising us to the effect that complete application of water has been made under the terms of the permit No. G-5240.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:clb



STATE
ENGINEER

WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

RECEIVED

OCT 12 1973

STATE ENGINEER
SALEM, OREGON

TOM McCALL
GOVERNOR

CHRIS L. WHEELER
State Engineer

File No. G-6148

July 9, 1973

Mr. Nevin Thompson
Princeton
Oregon 97721

Dear Mr. Thompson:

This will acknowledge your application for a permit to appropriate 6 cubic feet of water per second from Thompson Wells for the irrigation of 326 acres, a reproducible map, and the fees of \$41.80 for which our receipt numbered 34077 is enclosed. This application has been filed and numbered G-6148.

It will be necessary to amend item 2 of the application by specifying a specific amount of water to be appropriated from each of the two wells for irrigation purposes.

Based on the information given under item 18, it will also be necessary to add "supplemental irrigation" to item 3.

Your existing Well Number 1 will have to be further described, in item 4, as being within a forty-acre tract of Section 13, Township 26 South, Range 33 East, W.M. If the existing well has been shown correctly on the map, this would be the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13.

correct
Our records do not show existing water rights for the use of water within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, and 20 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 26 South, Range 33 East, W.M. We do not show any rights of record for the use of water within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 26 South, Range 34 East, W.M.; therefore, it will be necessary to amend item 12 of the application and your map to show primary irrigated lands and supplemental irrigated lands. Incidentally, your map shows a small portion being irrigated in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18 and this will have to be listed on the application also, if it is your intent to irrigate this area. Otherwise, the map must be amended by deleting this area.

July 9, 1973

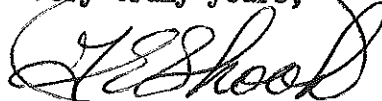
2

G-6148

The description of the location of the wells must be shown on the map to agree with the information given in item 4 of the application. Please note that the location of the well as shown on the map does not agree with the information given in item 4. Either the application or the map will have to be changed so that the two agree with each other.

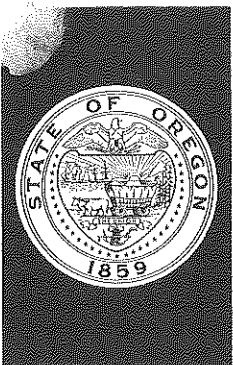
I am returning the reproducible map and your application for correction and completion. The application is endorsed so that in order to retain its priority date, it must be received in this office on or before September 10, 1973.

Very truly yours,

A handwritten signature in cursive script, appearing to read 'T. E. Shook', enclosed within an oval-shaped ink scribble.

THOMAS E. SHOOK
Assistant

TES:bjs
Encl.



**STATE
ENGINEER**

WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

RECEIVED

MAY 29 1974

STATE ENGINEER
SALEM, OREGON

TOM. McCALL
GOVERNOR

CHRIS L. WHEELER
State Engineer

March 26, 1974

File No. G-6148

Nevin Thompson
Princeton, OR 97721

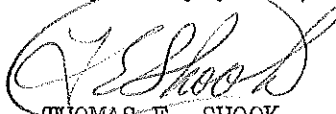
Dear Mr. Thompson:

Thank you for returning your application numbered G-6148 and the reproducible map.

As requested, I have reindorsed your application and it is enclosed along with your map.

Please note, that in order to retain your priority date, your application must be received in this office on or before May 28, 1974.

Very truly yours,


THOMAS E. SHOOK
Assistant

TES: cdp
Enclosures

will enclose this as a referral. a change has been inked on the map. will contact you by phone in regards to this new application.

*N. T.
5-25-74*

FEDERAL LAND BANK ASSOCIATION OF REDMOND

P.O. BOX 577 742 S.W. FOREST. AVE. REDMOND, OREGON 97756

TELEPHONE: 548-2541



NEAL ELLIOTT

July 15, 1974

RECEIVED
JUL 16 1974
STATE ENGINEER
SALEM, OREGON

Water Resources Department
State Engineer
1178 Chemeketa
Salem, OR 97310

Re: Nevin Thompson

Dear Sir:

Enclosed is Federal Land Bank Association check #3221 in the amount of \$15.00 along with legal description.

Will you please send copies of all the certificates and permits pertaining to this land, along with photo copies of the final proof survey?

This information is needed to assist Mr. Thompson in completeing a recent application he has made with your office.

Thank you.

Sincerely yours,

Neal Elliott
Neal Elliott
Manager

NE/ah
encl.

202074



SERVING DESCHUTES, HARNEY, GRANT, CROOK, & JEFFERSON COUNTIES
AND SOUTH PART OF WHEELER COUNTY

EXHIBIT "A"

RANCH ARB #178

RECEIVED

JUL 16 1974

STATE ENGINEER
SALEM, OREGON

TITLE "A":

Land in Harney County, Oregon, as follows:

- In Twp. 26 S., R. 34 E., W.M.:
- no* Sec. 21: $S\frac{1}{2}S\frac{1}{2}$, $NE\frac{1}{4}SE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}$.
- no* Sec. 22: $S\frac{1}{2}$, $W\frac{1}{2}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$.
- no* Sec. 26: $N\frac{1}{2}S\frac{1}{2}$, $SW\frac{1}{4}SW\frac{1}{4}$.
- no* Sec. 27: $NW\frac{1}{4}$, $W\frac{1}{2}E\frac{1}{2}$, $SE\frac{1}{4}NE\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, $E\frac{1}{2}SE\frac{1}{4}$.
- no* Sec. 28: $NE\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$.
- ?* Sec. 34: $N\frac{1}{2}NE\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$.
- no* Sec. 35: $NW\frac{1}{4}NW\frac{1}{4}$.

TITLE "B":

Land in Harney County, Oregon, as follows:

- In Twp. 26 S., R. 34 E., W.M.:
- no* Sec. 9: $NE\frac{1}{4}SW\frac{1}{4}$, $SE\frac{1}{4}$.
- no* Sec. 10: $SE\frac{1}{4}NW\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}$.
- no* Sec. 15: $W\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$.

TITLE "C":

Land in Harney County, Oregon, as follows:

P 1151
C 2074
CA 2314
(AG 313
C 31567

- In Twp. 26 S., R. 33 E., W.M.:
- Sec. 13: $E\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}$, SAVE AND EXCEPT one acre of land in the $SE\frac{1}{4}NW\frac{1}{4}$ conveyed to School District No. 12, by deed recorded Sept. 27, 1915, in Book "X", Page 450, Deed Records.
- ALSO, SAVE AND EXCEPT highway right of way over the $S\frac{1}{2}NE\frac{1}{4}$ and $SE\frac{1}{4}$ conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded Nov. 1, 1947, in Book 47, Page 250, Deed Records.

- In Twp. 26 S., R. 34 E., W.M.:
- no* Sec. 16: $S\frac{1}{2}$.
- no* Sec. 17: $NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$.

In Twp. 26 S., R. 34 E., W.M.: (Continued)

Sec. 18: Lots 2 and 3, E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SAVE & EXCEPT highway right of way over Lot 2 conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded Nov. 1, 1947, in Book 47, Page 250, Deed Records.

ALSO, SAVE AND EXCEPT highway right of way over Lot 3 conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded Nov. 10, 1947, in Book 47, Page 315, Deed Records.

ALSO, SAVE AND EXCEPT that portion of Lot 3, which is described as follows:

Beginning at a point on the South line of Lot 3 of said Sec. 18, said point 40 feet distant Easterly from (when measured at right angles to) the re-located center line of the Diamond Valley Secondary Highway at Engineer's Station 405+26.5; said point also being 1324.2 feet North and 46.0 feet East of the Southwest corner of said Sec. 18;

thence S. 89° 36' E., along the South line of said Lot 3, 660 feet;

thence North 330 feet;

thence N. 89° 36' W. 660 feet to a point which is 40 feet distant Easterly from (when measured at right angles to) the center line of said highway at Station 401+96.5;

thence South, along a line which is parallel to and 40 feet distant from said center line, 330 feet to the point of beginning.

Sec. 19: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SAVE AND EXCEPT the NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$. ALSO, SAVE AND EXCEPT that portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, which is described as follows:

Beginning at a point on the West line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 19, which is 2605.2 feet South and 1120.9 feet East of the Northwest corner of said Sec. 19;

thence N. 49° 25' E. 1185.1 feet to the West line of the E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 19;

thence South 39.5 feet;

thence S. 49° 25' W. 1185.1 feet;

thence North 39.5 feet to the point of beginning.

Sec. 20: N $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$.

RECEIVED

MAY 29 1974

STATE ENGINEER
SALEM, OREGON

Permit No. G- *Superseded*

APPLICATION FOR A PERMIT

To Appropriate the Ground Waters of the State of Oregon

I, *Nevin L. Thompson* (Name of applicant)

of *Princeton, Ore., 97721* (Postoffice Address), county of *HARNEY*

state of *Oregon*, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

NONE

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated *APPROXIMATELY 15 MILES EAST OF DANNEBURY BLITZCO ENTERY* (Name of stream)
TO MALBERR LAKE tributary of

2. The amount of water which the applicant intends to apply to beneficial use is _____ cubic feet per second or *1400* gallons per minute.

3. The use to which the water is to be applied is *SUPPLEMENTAL & PRIMARY IRRIGATION*

4. The well or other source is located *2500* ft. *N* (N. or S.) and *1225* ft. *W* (E. or W.) from the *S.E.* corner of *SECTION 17, T26 S., RANGE 33 E* (Section or subdivision)

(If preferable, give distance and bearing to section corner)

(If there is more than one well, each must be described. Use separate sheet if necessary)

being within the *NW 1/4 SE 1/4* of Sec. *17*, Twp. *26 S*, R. *33 E*, W. M., in the county of *HARNEY*

5. The *PIPE LINE* (Canal or pipe line) to be *1 1/4* miles in length, terminating in the *SE 1/4 NW 1/4* (Smallest legal subdivision) of Sec. *17*, Twp. *26 S*, R. *33 E*, W. M., *and the NE 1/4 of SW 1/4 SECTION 18 TWP. 26 S R. 34 E*, the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is *Thompson Wells*

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of *2 Wells* (Give number of wells, tunnels, etc.) having a diameter of *12* inches and an estimated depth of *100-225* feet. It is estimated that *150* feet of the well will require *12"* (Kind) casing. Depth to water table is estimated *40* (Feet)

CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(c) Length of pipe, 66.00 ft.; size at intake 8" in.; in size at 26.40 ft. from intake 6" in.; size at place of use 6" x 8" in.; difference in elevation between intake and place of use, 1.0 ft. Is grade uniform? yes Estimated capacity, 1.52 sec. ft.

10. If pumps are to be used, give size and type 60 H.P. Electric Turbine
with Pressure Bowls

Give horsepower and type of motor or engine to be used 60 H.P. Electric

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use HARVEY Co. - South of CRANE, ORE.

Township N. or S.	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
26S	33E	13	SE 1/4 NE 1/4	37.7
"	"	"	SW 1/4 NE 1/4	40
"	"	"	SE 1/4 NW 1/4	40
"	"	"	NW 1/4 SE 1/4	40
"	"	"	NE 1/4 SW 1/4	40
"	"	"	SW 1/4 SE 1/4	40
"	"	"	SE 1/4 SW 1/4	40
26S	34E	18	SW 1/4 NW 1/4	20
"	"	"	NW 1/4 SW 1/4	20
"	"	"	NE 1/4 SW 1/4	10
"	"	"	SE 1/4 SW 1/4	8
"	"	"	SW 1/4 SW 1/4	3

(If more space required, attach separate sheet)

Character of soil SANDY & CLAY LOAM

Kind of crops raised HAY & PASTURE

MUNICIPAL SUPPLY—

13. To supply the city of _____
in _____ county, having a present population of _____
and an estimated population of _____ in 19_____.

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$ 25,000
- 15. Construction work will begin on or before 11-1-73
- 16. Construction work will be completed on or before 6-30-75
- 17. The water will be completely applied to the proposed use on or before 10-15-75

18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. PERMIT # 1151, CERTIFICATION # 2074,
Permit # G-408

Nevia L. Thompson
(Signature of applicant)

Remarks: WATER BEING APPLIED FOR WILL AT TIMES
BE USED SUPPLEMENTAL TO PERMIT # 1151 AND ALSO
TO WATER RIGHT # G-408, DUE TO CONNECTING PIPE
LINES BEING USED. IN SOME CASES, AS DESCRIBED
ABOVE, THE USE WILL BE PRIMARY
IN ANY EVENT, I AM ASKING FOR SUPPLEMENTAL
USAGE ON LANDS DESCRIBED ABOVE WITH EXISTING
PERMITS AND PRIMARY USE ON LANDS HOLDING NO
RIGHTS.
Well applied for is completed and has been
Test-pumped in excess of 1500 gals. per minute.
A pipeline change has been inked in on the
accompanying maps.

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for _____ correction and completion _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before _____, 19____.

- ~~September 10~~ 1973
- ~~March 25~~ 74
- ~~May 28~~ 74
- September 9 74

WITNESS my hand this _____ day of _____, 19____.

CHRIS L. WHEELER

STATE ENGINEER

By Thomas E. Shook
Thomas E. Shook

ASSISTANT

RECEIVED
SEP 10 1973
STATE ENGINEER
SALEM OREGON

STATE OF OREGON, }
County of Marion, } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from

The use to which this water is to be applied is

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed acre feet per acre for each acre irrigated during the irrigation season of each year;

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this day of, 19.....

STATE ENGINEER

Application No. G-6148
Permit No. G-..... Sapseded

PERMIT
TO APPROPRIATE THE GROUND
WATERS OF THE STATE
OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 29th day of May, 1974, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of
Ground Water Permits on page

STATE ENGINEER

Drainage Basin No. 10 page 42

Permit No. G- Superseded

APPLICATION FOR A PERMIT

To Appropriate the Ground Waters of the State of Oregon

I, Nevin Thompson (Name of applicant)
of Princeton, Ore. 97721 (Postoffice Address), county of HARNEY,
state of Ore., do hereby make application for a permit to appropriate the
following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. Give name of nearest stream to which the well, tunnel or other source of water development is
situated approximately 15 mi. EAST of DOWNER AND BLITZON ENTRANCE (Name of stream)
into MALHEUR LAKE tributary of _____

2. The amount of water which the applicant intends to apply to beneficial use is 6 cubic
feet per second or 2700 gallons per minute.
Well #1 700 gal. per min. — Well #2 1400 gal. per min.

3. The use to which the water is to be applied is HAY & PASTURE IRRIGATION
SUPPLEMENTARY IRRIGATION
(#1)

4. The well or other source is located 2500 ft. N. and 30 ft. W from the SE
corner of Section 13 Township 26 S Range 33 E. (Section or subdivision)
AND Well #2 To Be Located 2500' N. AND 1000' W.
(If preferable, give distance and bearing to section corner)
of S.E. CORNER of Section 13, Township 26 S, Range 33 E.
(If there is more than one well, each must be described. Use separate sheet if necessary.)
being within the N.W. 1/4 SE 1/4 of Sec. 13, Twp. 26 S, R. 33 E,
W. M., in the county of HARNEY

5. The PIPE (Canal or pipe line) to be 4000' miles
in length, terminating in the NW 1/4 SW 1/4 of Sec. 18, Twp. 26 S,
R. 34 E, W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is Thompson Wells

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the
supply when not in use must be described.

8. The development will consist of 2 Wells (Give number of wells, tunnels, etc.)
having a
diameter of 12" inches and an estimated depth of 100 to 150 feet. It is estimated that 100'
feet of the well will require 12" casing. Depth to water table is estimated 40'
(Kind) (Feet)

CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(c) Length of pipe, 4000 ft.; size at intake 8" in.; in size at 800 ft. from intake 10" in.; size at place of use 10" in.; difference in elevation between intake and place of use, 10 ft. Is grade uniform? yes Estimated capacity, 263 sec. ft.

10. If pumps are to be used, give size and type 25 to 40 H.P Turbine (12)

Give horsepower and type of motor or engine to be used 25 to 40 H.P.

Electric (Some determinations to be made upon completion of second well.)

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use

Township N. or S.	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated	
265	33 E	13	SE 1/4 NE 1/4	28	Supplemental
"	"	"	SW 1/4 NE 1/4	40	Supplemental
"	"	"	SE 1/4 NW 1/4	40	Supplemental
"	"	"	NW 1/4 SE 1/4	40	Supplemental
"	"	"	NE 1/4 SW 1/4	40	PRIMARY
"	"	"	SW 1/4 SE 1/4	40	PRIMARY
"	"	"	SE 1/4 SW 1/4	40	PRIMARY
265	34 E	18	SW 1/4 NW 1/4	20	Supplemental
"	"	"	NW 1/4 SW 1/4	20	Supplemental
"	"	"	NE 1/4 SW 1/4	10	PRIMARY
"	"	"	SE 1/4 SW 1/4	8	Supplemental
"	33	13	SE 1/4 NE 1/4	12	Supplemental
"	34	18	SW 1/4 SW 1/4	3	PRIMARY

Character of soil Sandy loam

Kind of crops raised Hay + Pasture

2314
6-312

MUNICIPAL SUPPLY—

13. To supply the city of _____
in _____ county, having a present population of _____
and an estimated population of _____ in 19_____

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

14. Estimated cost of proposed works, \$ 25,000

15. Construction work will begin on or before 6-10-73

16. Construction work will be completed on or before 7-1-74

17. The water will be completely applied to the proposed use on or before 10-1-74

18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. Permit # 1151, Certification # 2074

David Thompson
(Signature of applicant)

Remarks: ON SOME YEARS OF ABOVE NORMAL MOISTURE, A SMALL AMOUNT OF SURFACE OR RUN-OFF WATER IS AVAILABLE FOR EARLY SPRING IRRIGATION. (30 TO 40 ACRES) WATER RIGHT HELD BY APPLICANT - DESCRIBED ABOVE.

The Well with Existing Water Right # G-408 will be tied to the proposed well by pipe line. Lands under existing water right and lands applied for will at times be irrigated from either or both wells. Tying the wells together will make a more efficient and reliable irrigation system.

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for _____ correction and completion _____

In order to retain its priority, this application must be returned to the State Engineer, with correc-

tion on or before September 10, 1973
~~March 25~~
~~May 28~~ 74
74

WITNESS my hand this 9th day of July, 1973
24th January
26th March 74

RECEIVED
OCT 12 1973
STATE ENGINEER
SALEM, OREGON

RECEIVED
MAR 25 1974
STATE ENGINEER
SALEM, OREGON

RECEIVED
MAY 29 1974
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
By Thomas E. Shook
Thomas E. Shook

STATE ENGINEER
ASSISTANT

STATE OF OREGON, }
County of Marion, } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from

The use to which this water is to be applied is

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed acre feet per acre for each acre irrigated during the irrigation season of each year;

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this day of, 19.....

STATE ENGINEER

Application No. G-16148
Permit No. G-Super.s.ed.

PERMIT

TO APPROPRIATE THE GROUND
WATERS OF THE STATE
OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 29th day of May 1923, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of
Ground Water Permits on page

STATE ENGINEER

Drainage Basin No. 10 page 42

Princeton, Ore.
Mar. 22, 1974

Dear Sir:

I am returning this as per
our telephone conversation of
today, (Mar. 22.) in order that
I may get an extension of time
on completing the application.

yours truly,
Nevin Thompson

RECEIVED

MAR 25 1974
STATE ENGINEER
SALEM, OREGON

Princeton, Ore.

Oct. 9, 1973

State Engineer
Salem, Ore.

RECEIVED

OCT 12 1973
STATE ENGINEER
SALEM, OREGON

Dear Sir:

I am returning my application for under-ground
water permit. The delay has been caused by
varying opinions from different agencies and
individuals.

After making several changes on the application
I decided to remain with primary rights as per
old permit # 1151, asking for supplemental on those
from the new well, and applying for primary
rights on those lands not previously having rights.

The other corrections asked for have been
made also.

yours truly,
Nevin Thompson

Application No. G-6148

Permit No.

RECEIVED

MAY 29 1974

STATE ENGINEER
SALEM, OREGON

Princeton, Ore

May 25, 1974

as a whole.

As stated before, I will
contact you by phone and
perhaps be able to clarify
any problems.

Yours truly,
Neville Thompson

Application No. G-6148

Permit No.

State Engineer
Salem, Ore.

Att. Thomas E. Shook:

You will notice that I
have filled out a new application
form, but I have also enclosed
the old one for your reference if
needed.

Some changes have been
made since my first application
so I thought it better to make
out a new form and up-date
the matter.

I have purposely left well
#1 ^{G-408} off this application as I thought
it was confusing to the matter

RECEIVED

SEP 3 0 1974
STATE ENGINEER
SALEM, OREGON

Princeton, Ore.
Sept. 26, 1974

State Engineer
Salem, Ore.

Dear Sir:

In answer to your letter of Sept. 17, I am sending a check in the amount of \$6.70 to cover copy fees for the application and maps (G-6148) and permit and maps.

Also included is \$3.00 for insurance of certificate for lands not involved in cancellation.

Yours truly,
Nevin Thompson

RECEIVED

SEP 13 1974
STATE ENGINEER
SALEM, OREGON

Princeton, Ore.
Sept. 11, 1974

State Engineer
Salem, Ore.

Gentlemen:

Enclosed is a check to cover additional acreage entered in # permit G-6148.

If possible, I would like to have you send a copy or picture of the permit and application and maps to the Federal Land Bank Association of Redmond, P.O. Box 577, Redmond, Ore. 97756. They are processing a loan for us and need the information. Thank you, respectfully,
Nevin Thompson

STATE ENGINEER'S RECEIPT
STATE OF OREGON

Salem, Ore., May 29, 1973

App. G-6148
Per.
Trsf.

Received from Nevin Thompson

\$ 41.80 Cash M.O. Check

Examination fees:	Recording fees:
Surface water	\$
Ground water	\$ <u>15.00</u>
Transfer	\$
	\$ <u>26.80</u>

Miscellaneous fees:

- Blueprinting
- Copying
- Certification \$
- Misc. Recording
- Protest
- Extension of time

Publication of notice \$

Quadrangle account \$

Adjudication fee \$

Power license fee \$

Hydroelectric license fee \$

Water Well Construction:

Exam. \$ Lic. \$

Certificate Recording fees:

All other. \$

34077

STATE ENGINEER
By Betty J. Strauch

Mevin L. Thompson
Princeton, OR 97721

October 11, 1974

G-6148

and refund check No. 5997 in the amount of \$2.60.
G-6148, Permit No. G-5240 with a map print

NEXT GROUP
Federal Land
Bank needs
permit # in order
to process loan

10-2-74

[Signature]

Send a copy of permit to
FLB Assoc. of Redmond
PO Box 577 (742 SW Forest)
Redmond, Or 97756

The copying fee has already
been received (#43166)

A F F I D A V I T

STATE OF OREGON)
County of _____) ss.

I, Nevin Thompson, being first duly sworn, depose and say that I am the owner of the land and the water right appurtenant thereto, which is for the appropriation of not to exceed 1.09 cubic feet of water per second from Thompson Well for the supplemental irrigation of 87.3 acres under a date of priority of September 17, 1956, as evidenced by certificate of water right recorded at Page 31567, Volume 23, State Record of Water Right Certificates; that I have abandoned any and all interest in and to said right for the supplemental irrigation of 12 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 13, Township 26 South, Range 33 East, W.M., and request the same be canceled.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 1974.

Subscribed and sworn to before me this _____ day of _____, 1974.

Notary Public for Oregon
My commission expires _____

A F F I D A V I T

STATE OF OREGON)
) ss.
County of _____)

I, Nevin Thompson, being first duly sworn, depose and say that I am the owner of the land and the water right appurtenant thereto, which is for the appropriation of not to exceed 3.45 cubic feet of water per second from Long Canyon Creek for the irrigation of 276 acres under a priority date of May 20, 1912, as evidenced by certificate of water right recorded at Page 2074, Volume 3, State Record of Water Right Certificates; that I have abandoned any and all interest in and to said right for the irrigation of 40 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and 20 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 26 South, Range 33 East, W.M., and request the same be canceled.

IN WITNESS WHEREOF, I have hereunto set my hand this _____
day of _____, 1974.

Subscribed and sworn to before me this _____ day of
_____, 1974.

Notary Public for Oregon

My commission expires _____

EFI-11V-86
A-23-76
DMN

Box
11V-88

Abstract of Permit No. C 5240

Application No. C 6148 Certificate No. _____

Name **Nevin Thompson**

Address **Princeton, OR 97721**

Source of water supply **Thompson Wells** trib Malheur Lake

Use **Irrigation and Supplemental Irrigation of 48.2 ac** ^{287.3 ac.}

Point of diversion **Wells located New-2500 ft N & 1325 ft W, Old-35.5 ch N & 1 ch W both from SE corner, sec 13, being within NW 1/4 SE 1/4, SW 1/4 NE 1/4, sec 13,**

Number of acres **T 26 S, R 33 E, W.M., County of Harney**
prim. 290.7
supp. 48
total 338.7

Wells Loc: New-2490' N & 1370' W; Old-2490' N & 100' W both from SE COR SEC 13

DESCRIPTION OF LAND TO BE IRRIGATED OR 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				
26 S	33 E	13			400'	327'			New Well			400'	400'					400'	400'			
									Old Well													
											NEW WELL				OLD WELL							
											PRIMARY				Primary				Supplemental			
26 S, R 33 E, SEC 13			SW 1/4 NE 1/4								40' 0"											
			SE 1/4 NE 1/4								37' 5"											
			SE 1/4 NW 1/4								40' 0"											
			NE 1/4 SW 1/4								40' 0"											
			SE 1/4 SW 1/4								40' 0"											
			NW 1/4 SE 1/4								40' 0"											
			SW 1/4 SE 1/4								40' 0"											
26 S, R 34 E, SEC 18 LOT 2			(SW 1/4 NW 1/4)												20' 0"							
			NE 1/4 SW 1/4												8' 0"							
			LOT 3 (NW 1/4 SW 1/4)												19' 5"							
			LOT 4 (SW 1/4 SW 1/4)												0' 5"							
			SE 1/4 SW 1/4												13'				8' 3"			
											277' 5"				9' 2"				48' 3"			
																			287' 3"			

EF1-11V-88
4-23-76
DMN

Box
11V-88

Abstract of Permit No. G 5240

Application No. G 6148

Certificate No.

Name **Nevin Thompson**

Address **Princeton, OR 97721**

Source of water supply **Thompson Wells** ^{OLD & NEW} trib Malheur Lake

Use **Irrigation and Supplemental Irrigation of 48.2 ac.** ^{287.3 ac.}

Point of diversion **Wells located New-2500 ft N & 1325 ft W, Old-35.5 ch N & 1 ch W both from SE corner, sec 13, being within NE 1/4 SE 1/4, SW 1/4 NE 1/4, sec 13, T 26 S, R 33 E, W.M., County of Harney**

Number of acres **prim. 290.7**
supp. 48
total 338.7

DESCRIPTION OF LAND TO BE IRRIGATED OR 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	
26 S	33 E	13			400'	337'		New Well		400'	400'		400'		400'	400'	400'		
	34 E	18						Old Well		200'		100'	200'	3.0'	8.0'				
			* Primary																
			* Supplemental																
* in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.																			
										20			20		10		6		
					40	40				40					40	20		40	

Priority date **September 10, 1974**

Amount of water **4.01** ^{0.71} **cfs, being 0.76 cfs from old well & 3.3 cfs from new well**

Time limit to begin construction **October 10, 1975**

Time limit to complete construction **10-1-76** extended to **10-1-77** extended to **10-1-77**

Time limit to completely apply water **10-1-77** extended to **10-1-77** extended to **10-1-77**

Remarks: **This appropriation shall be limited to 1/80 of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency ***

Part of
Vol 25 P 144

Basin 10, Vol.

11-884

Abstract of Permit No. 2340
 INFO - MR. THOMPSON showed us what he irr. All the land East of the road is flooded irr. from the old well, the land west of the road is sprinkled and flooded from the new well. The 80 acres in the E 1/2 of the SE 1/4 of Sec 13 is also flooded from old well.

300-11-17-88
 300-11-17-88
 300-11-17-88

WELL - ~~1099'~~ 199' deep OLD
 14" casing
 1500 gpm
 33 SWL
 NEW - 225' deep
 12" casing
 1500 gpm

MOTOR - G.E. U.S.

SECT	25 HP @ 1765						60 HP @ 1770						60 x 60 = 3.47 114
	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	

PUMP - Berkeley Turbine 8" out
 JOHNSTON Turbine 8" out

PIPE - 1800' 8" Alum 3960' 8 3/8" Steel
 4 1/4 mile wheel lines

HEADS - all flooding 132 RB 30 3/16 x 3/32
 all max plus flooding
 $8.57 \times 132 = 2.52$

LIFT - 0 to +5

CROP - Alfalfa, Barley, Pasture

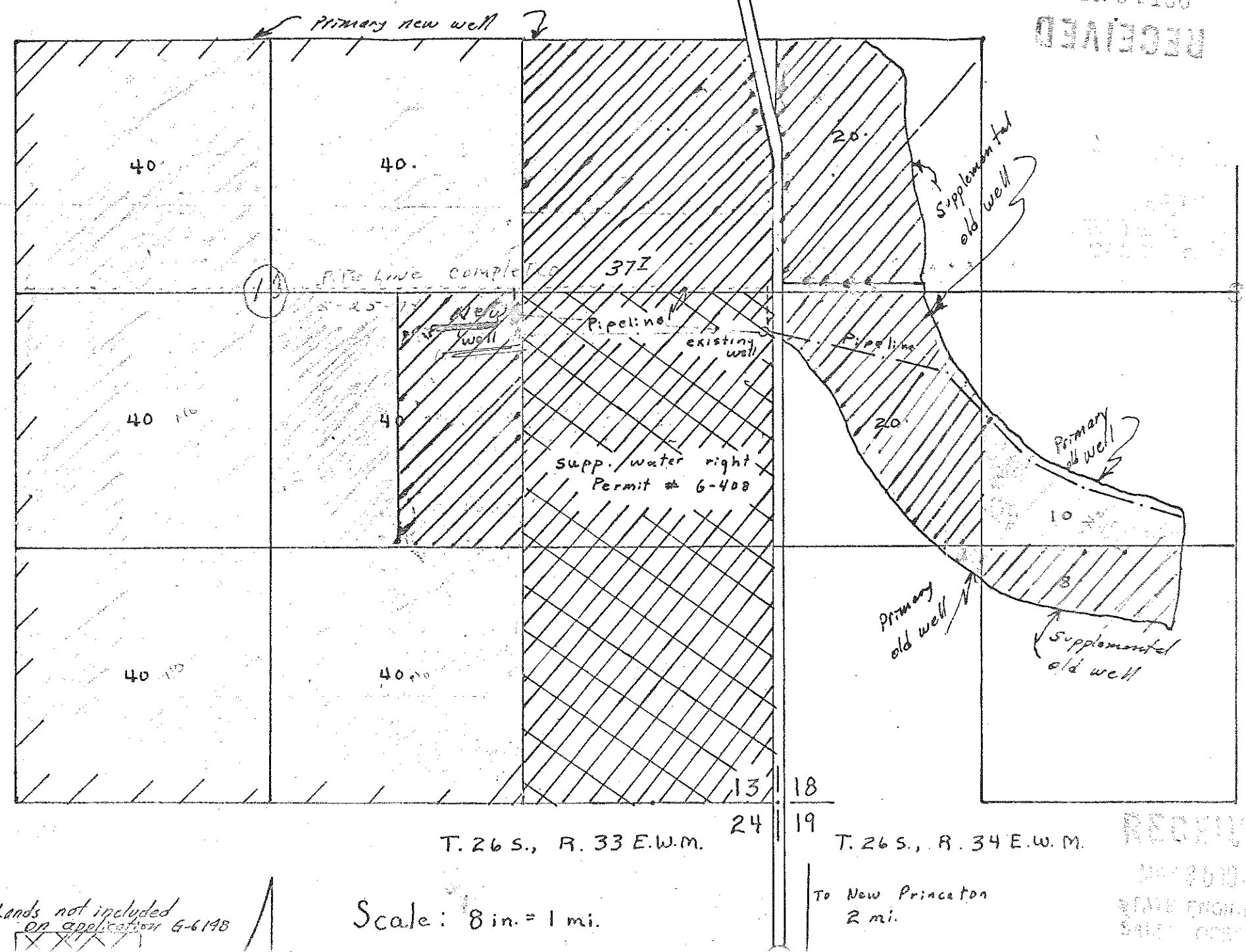
7E - Photo EF1 - 11V - 88

David Morby
 7E
 423-76

300-11-17-88

New well is 2500' N and 1325' W of SE CORNER of Grant T. 26 S., R. 33 E., S. 16
 Old well is 25.5 chains N and 1 chain W of SE CORNER of T. 26 S., R. 33 E. A. 13
~~diagonal lines - supplemental~~
~~shaded areas - PRIMARY~~

RECEIVED
 OCT 12 1973
 STATE ENGINEER
 SALEM, OREGON



Lands not included
 on application 6-6148

Scale: 8 in. = 1 mi.

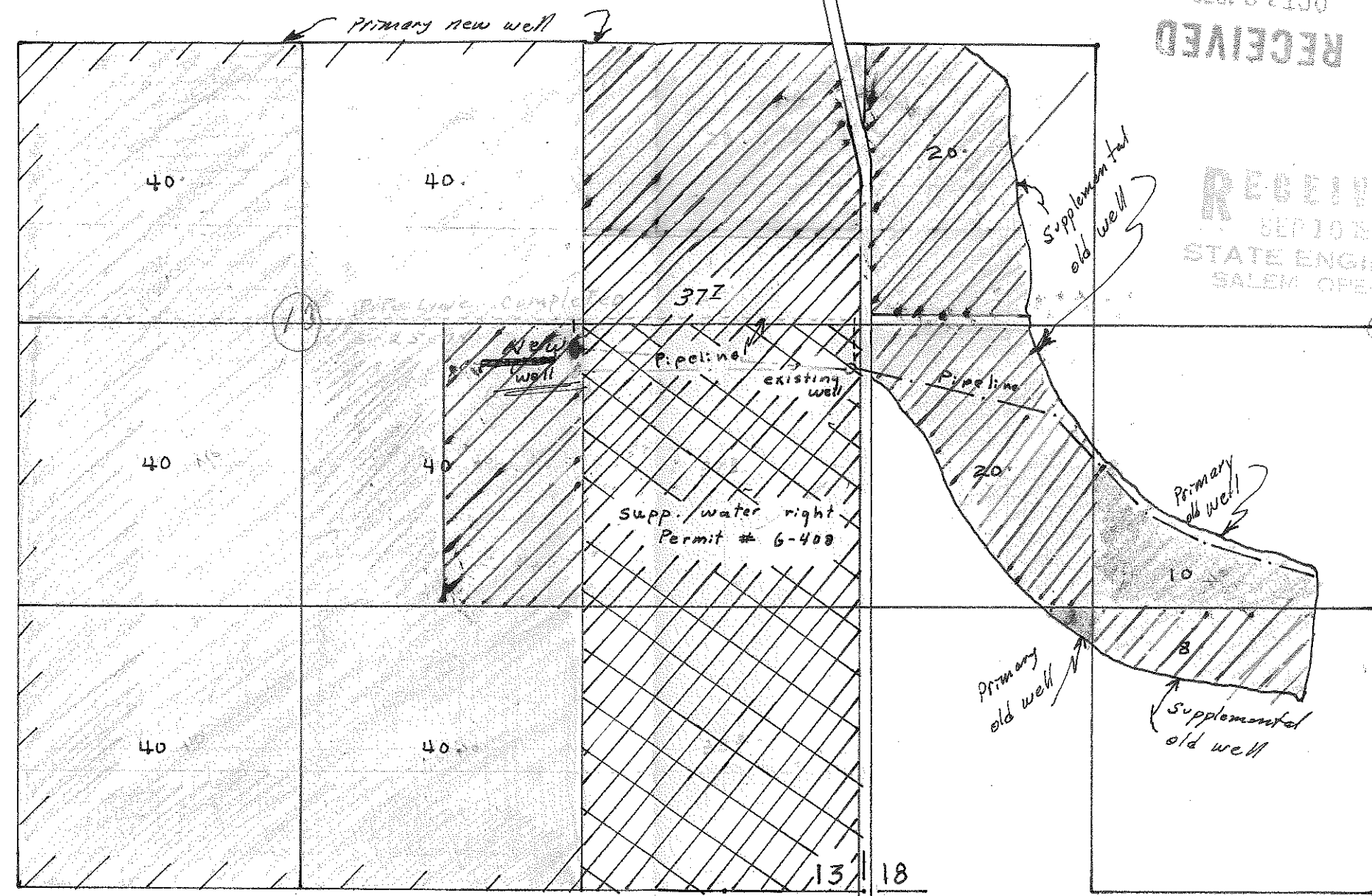
To New Princeton
 2 mi.

RECEIVED
 OCT 26 1973
 STATE ENGINEER
 SALEM, OREGON

No. well is 2500' N and 1325' W of SE CORNER of Sec. 13 T.26S R.33E, in NW 5/4
 200' well is 25.5 chains N and 1 chain W of SE CORNER of Sec. 13 T.26 N 33 E, in NW 5/4
 diagonal line - supplemental well
 shown as - primary

RECEIVED
 OCT 12 1973
 STATE ENGINEER
 SALEM, OREGON

RECEIVED
 SECTION
 STATE ENGINEER
 SALEM, OREGON



RECEIVED
 MAR 25 1974
 STATE ENGINEER
 SALEM, OREGON

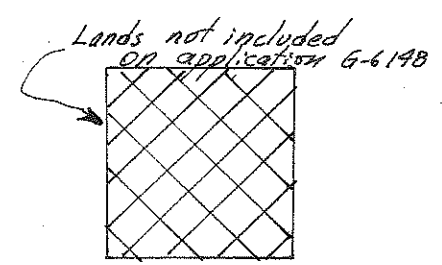
RECEIVED
 MAY 28 1973
 STATE ENGINEER
 SALEM, OREGON

T. 26 S., R. 33 E. W. M.

T. 26 S., R. 34 E. W. M.

Scale: 8 in. = 1 mi.

Application No. G-6148
 Permit No. G-5240



RECEIVED

OCT 18 1978

WATER RESOURCES DEPT/
SALEM, OREGON

STATE OF OREGON

COUNTY OF

HARNEY

Proof of Appropriation of Water

NEVIN L. THOMPSON

of Princeton, State of Oregon, 97721,
has applied beneficially the waters of
Old & New Thompson Wells

a tributary of Malheur Lake for the purpose of
irrigation of 287.3 acres and supplemental irrigation of 48.2 acres

under Permit No. G-5240 and that the use of said waters has been completed under the
terms of said permit; that the priority of the right dates from
September 10, 1974

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of
4.01 cubic feet per second, being 0.71 c.f.s. from old well and 3.3 c.f.s. from
new well

or its equivalent in case of rotation, measured at the point of diversion from the well.
The well is located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, T. 26 S., R. 33 E., W. M.,
New-2490 feet North and 1370 feet West; Old-2490 feet North and 100 feet West,
both from the SE Corner, Section 13

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated and shall be further limited
to a diversion of not to exceed 3 acre feet per acre for each acre irrigated
during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is
as follows:

<u>New Well</u>	<u>Old Well</u>
<u>Primary</u>	<u>Primary</u>
40.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$	8.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
37.5 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$	0.5 acre Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
40.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$	1.3 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
40.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$	
40.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>Supplemental</u>
40.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$	20.0 acres Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
40.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	19.5 acres Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 13	8.7 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
T. 26 S., R. 33 E., W. M.	Section 18
	T. 26 S., R. 34 E., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of October,

1978

Nevin L. Thompson

G-6148

September 11, 1973

Mr. Nevin Thompson
Princeton
Oregon 97721

Dear Sir:

Your application numbered G-6148, which was returned to you for correction and completion, has not been received. It was endorsed so that in order to have retained its priority date, it should have been received on or before September 10, 1973.

It has, therefore, lost its priority, but may be reinstated and given a new priority date as of the day it is again received.

Very truly yours,

THOMAS L. SHOOK
Assistant

TLS:bjs

July 9, 1973

Mr. Nevin Thompson
Princeton
Oregon 97721

Dear Mr. Thompson:

This will acknowledge your application for a permit to appropriate 6 cubic feet of water per second from Thompson Wells for the irrigation of 326 acres, a reproducible map, and the fees of \$41.80 for which our receipt numbered 34077 is enclosed. This application has been filed and numbered G-6148.

It will be necessary to amend item 2 of the application by specifying a specific amount of water to be appropriated from each of the two wells for irrigation purposes.

Based on the information given under item 18, it will also be necessary to add "supplemental irrigation" to item 3.

Your existing Well Number 1 will have to be further described, in item 4, as being within a forty-acre tract of Section 13, Township 26 South, Range 33 East, w.M. If the existing well has been shown correctly on the map, this would be the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13.

Our records do not show existing water rights for the use of water within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, and 20 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 26 South, Range 33 East, w.M. We do not show any rights of record for the use of water within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 26 South, Range 34 East, w.M.; therefore, it will be necessary to amend item 12 of the application and your map to show primary irrigated lands and supplemental irrigated lands. Incidentally, your map shows a small portion being irrigated in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18 and this will have to be listed on the application also, if it is your intent to irrigate this area. Otherwise, the map must be amended by deleting this area.

July 9, 1973

2

G-6148

The description of the location of the wells must be shown on the map to agree with the information given in item 4 of the application. Please note that the location of the well as shown on the map does not agree with the information given in item 4. Either the application or the map will have to be changed so that the two agree with each other.

I am returning the reproducible map and your application for correction and completion. The application is endorsed so that in order to retain its priority date, it must be received in this office on or before September 10, 1973.

Very truly yours,

THOMAS L. SHOOK
Assistant

TES:bjs
Encl.

March 26, 1974

G-6148

Nevin Thompson
Princeton, OR 97721

Dear Mr. Thompson:

Thank you for returning your application numbered G-6148 and the reproducible map.

As requested, I have reindorsed your application and it is enclosed along with your map.

Please note, that in order to retain your priority date, your application must be received in this office on or before May 28, 1974.

Very truly yours,

THOMAS E. SHOOK
Assistant

TES: edp
Enclosures

January 24, 1974

G-6148

Nevin Thompson
Princeton, OR 97721

Dear Mr. Thompson:

We have recently received your application numbered G-6148 and your reproducible map.

I was a little hasty in examining your application previously because I should have brought to your attention that if you intend to use water from your proposed well (Well No. 2) on the lands described under your Certificate 31567 (Permit numbered G-408), it will be necessary to include this on your application as a supplemental source of water. Item 12 would have to show well No. 2 as irrigating 12 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 37.3 acres within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and 38 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 20 South, Range 33 East, W.M. If this is your intent, please amend your application accordingly.

The description of the location of the wells must also be shown on the map to agree with the information given in item 4 of your application. It is also necessary to differentiate between the primary irrigated and the supplemental irrigated lands. Since you have included the 3 acres to be irrigated within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 20 South, Range 34 East, W.M., this same information must be shown on your map.

I am returning your reproducible map and the application for correction and completion. The application is endorsed so that in order to retain its priority date, it must be received in this office on or before March 25, 1974.

Very truly yours,

THOMAS E. SHOCK
Assistant

TES: cdp
Enclosures

July 9, 1974

G-6148

Nevin Thompson
Princeton, OR 97721

Dear Mr. Thompson:

We have recently received your application numbered G-6148 and your reproducible map along with your superseding application.

During our telephone discussion on July 3, 1974, it was my understanding that water from your new well would be used West of Highway 78 and your old well would irrigate lands East of the Highway. If this is the case, please specify, in item 2, a specific amount of water to be appropriated from each well.

The description of the location of your old well must be included in item 4. Please describe your pump and motor in item 10.

As discussed with you, the area with no water rights will have to be listed as primary irrigation either from the old or the new well. Likewise, those lands with existing valid rights must be listed as supplemental irrigated lands. Perhaps a separate sheet of paper could be used for this information.

It is also necessary to show the description of the location of each well on the map to agree with the information given in item 4 of the application. The primary and supplemental lands will have to be clearly identified on your map to correspond with the data given in item 12.

Although your earlier priority date has been lost, your application has been reinstated and given a new date of priority of May 29, 1974.

July 9, 1974

-2-

G-6148'

I am returning your reproducible map and the application for correction and completion. The application is endorsed so that in order to retain its priority date, it must be received in this office on or before September 9, 1974.

Very truly yours,

THOMAS E. SHOOK
Assistant

TES:cdp
Enclosures

October 1, 1974

G-6148

Federal Land Bank Association of Redmond
P.O. Box 577
Redmond, OR 97756

Gentlemen:

Mr. Nevin Thompson has requested that a copy of his application numbered G-6148 be sent to you. It is enclosed.

His application is in satisfactory form for approval by issuance of a permit and a copy of the permit will be sent to you just as soon as it is assigned a number.

Very truly yours,

cdp
THOMAS E. SHOOK
Assistant

TES:cdp
Encl.

September 17, 1974

G-6148

Nevin Thompson
Princeton, OR 97721

Dear Mr. Thompson:

Thank you for your check in the amount of \$3.25 for the irrigation recording fee. We have also received your application numbered G-6148, the reproducible map, and the superseding application.

Your application is now in satisfactory form and will be placed in the next group for issuance of a permit.

We must have a copying fee before preparing copies of the records in the State Engineer's office. If you will send us \$1.85 for a copy of your application and map, we will forward the copies to the Federal Land Bank; however, I am quite certain they will insist on having at least a permit number and a copy of your application would not be adequate. Just as soon as your application receives a permit number we will be happy to send the Federal Land Bank a copy of your permit and map, but I do not know how soon this would be. A copying fee of \$1.85 for the map and permit would also be required.

Very truly yours,

THOMAS E. SHOOK
Assistant

TES:cdp
Encl. Receipt No. 42922

G 6148

July 18, 1974

Mr. Neal Elliott, Manager
Federal Land Bank Association of Redmond
P. O. Box 577
Redmond, Oregon 97756

Re: Nevin Thompson

Dear Mr. Elliott:

Enclosed are the following:

1. Copy of certificate recorded at page 2074, Volume 3, State Record of Water Right Certificates, and final proof survey map
2. Copy of certificate recorded at page 31567, Volume 23, State Record of Water Right Certificates, and a portion of the map which accompanied the application and also was used at the time of proof of appropriation showing the land claimed to be irrigated.
3. Receipt for your check for fees in the amount of \$15.00 ^{\$420³⁵}
4. Our check No. 5897 in the amount of \$13.00 refunding excess copying fees.

Very truly yours,

Trevor Jones
Assistant

TJ:whh

October 1, 1974

G-6148
G-313
2314

Nevin Thompson
Princeton, OR 97721

Dear Mr. Thompson:

Thank you for your check in the amount of \$6.70 for copying fees for application numbered G-6148 and map and your permit when issued and certificate recording fees for certificates 2074 and 31567.

As requested, a copy of your most recent application has been sent to the Federal Land Bank office in Redmond. The permit copy will be sent later.

Very truly yours,

THOMAS E. SHOOK
Assistant

TES:cdp
Encl. Receipts No. 43164, 43166, & 43167