

85954

Vol. <sup>m</sup>74 Page 2316

The Board of Directors of the SHASTA VIEW IRRIGATION DISTRICT met in regular monthly meeting at the office of the Board this the 1st day of November, 1973.

There were present the following members of the Board  
Pope, McAuliffe and McCulley;

The meeting was called to order by McCulley.

The minutes of the previous meeting were read and approved as read.

MATTER OF PETITION FOR THE EXCLUSION OF CERTAIN LANDS FROM THE SHASTA VIEW IRRIGATION DISTRICT AND THE INCLUSION OF CERTAIN LANDS WITHIN THE SHASTA VIEW IRRIGATION DISTRICT.

The following order was regularly made and entered by the Board of Directors:

SHASTA VIEW IRRIGATION DISTRICT  
OF KLAMATH COUNTY, OREGON

BEFORE THE BOARD OF DIRECTORS

IN THE MATTER OF THE PETITION OF  
HAROLD BARNEY AND OTHERS PRAYING THAT  
CERTAIN LANDS OWNED BY THEM BE EX-  
CLUDED FROM THE SHASTA VIEW IRRIGATION  
DISTRICT, AND IN THE MATTER OF THE  
PETITION OF RAJNUS BROS. AND OTHERS  
PRAYING THAT CERTAIN LANDS OWNED BY  
THEM BE INCLUDED WITHIN THE BOUNDARIES  
OF THE SHASTA VIEW IRRIGATION DISTRICT. )

ORDER.

This matter coming on to be heard at this time in joint hearing upon the petitions of certain landowners praying that certain lands owned by them and hereinafter described be excluded from the SHASTA VIEW IRRIGATION DISTRICT, and upon the petition of certain other landowners praying that certain lands owned by them and hereinafter described be included within the boundaries of the SHASTA VIEW IRRIGATION DISTRICT, and evidence having been offered, and the Board of Directors being advised

FEB 12 3 25 PM 1974



in the premises, and it appearing to the Board of Directors:

That at a regular meeting of the Board of Directors held on the 4th day of October, 1973, there were presented by Harold and Amelia Barney, A. E. and Mae Jean Evans, W. E. Schmidli, Arnold Scott, E. M. and Miriam C. Stastny, and Charles F. Street, petitions praying that said lands hereinafter described, be excluded from the District;

That said petitions were in proper form and duly and regularly described the lands to be excluded, and were regularly signed and executed by said petitioners;

That said petitioners are the owners of said lands;

That the date of hearing on said Petition was set for the next regular meeting of the Board of Directors of the District, being the 1st day of November, 1973;

That due notice of the filing of said petitions and of the time and place set for the hearing thereon have been given and published once a week for two weeks in the Herald and News, a newspaper printed and published in Klamath County, Oregon, as made and provided by law, and proofs of publication of said notices having been filed with the Board of Directors;

That the Secretary of the Interior of the United States by his duly authorized agent, has filed herein his written assent to the exclusion of the lands from the District, upon the condition that said lands will pay their prorata share of the existing obligation to the United States as a prepayment, and upon such payment will be discharged from all liens in favor of the United States, including the United States Rehabilitation and Betterment Loan to SHASTA VIEW IRRIGATION DISTRICT.



And it appearing further that no objections, either in writing or otherwise, have been offered to the exclusion of the lands, and the Board of Directors deeming it for the best interests of the District that said lands be excluded from the District;

NOW, THEREFORE, IT IS HEREBY ORDERED That said Petitions be and the same are hereby granted, and the following-described lands, as enumerated in said Petitions be and the same are hereby excluded from the SHASTA VIEW IRRIGATION DISTRICT of Klamath County, Oregon:

As set forth in Exhibit D attached hereto.

And it further appearing to the Board of Directors:

That at a regular meeting of the Board of Directors held on the 4th day of October, 1973, there were presented by Rajnus Bros., Patricia and James R. Ottoman, Keith S. and Georgia A. Gentry, Maude E. and D. D. Liskey, and Jas H. Blankenship c/o D.H. Gordon, Petitions praying that said lands hereinafter described, be included within the boundaries of the SHASTA VIEW IRRIGATION DISTRICT;

That said Petitions were in proper form and duly and regularly described the lands to be included, and were regularly signed and acknowledged by said Petitioners;

That said petitioners are the owners of said lands;

That the date of hearing on said Petitions was set for the next regular meeting of the Board of Directors of the District, being the 1st day of November, 1973;

That due notices of the filing of said Petitions and of the time and place set for the hearing thereon have been given



and published once a week for three successive weeks in the Herald and News, a newspaper printed and published in Klamath County, Oregon, as made and provided by law, and proofs of publication of said notices having been filed with the Board of Directors;

And it appearing to the Board of Directors that said lands are immediately adjacent to the boundaries of the SHASTA VIEW IRRIGATION DISTRICT and are susceptible of irrigation by the SHASTA VIEW IRRIGATION DISTRICT:

That the Secretary of the Interior of the United States by his duly authorized agent has filed his written assent for the inclusion of said lands within the District upon the condition that the lands shall be obligated to pay their prorata assessed share of the SHASTA VIEW IRRIGATION DISTRICT'S Rehabilitation and Betterment loan from the United States.

And it appearing further that no objections either in writing or otherwise have been offered to the inclusion of said lands, and the Board of Directors deeming it for the best interests of the District that said lands be included within the boundaries of the District;

NOW, THEREFORE, IT IS HEREBY ORDERED That said Petitions be, and the same are hereby granted, and the following described lands, as enumerated in said Petitions, be and the same are hereby included within the boundaries of the SHASTA VIEW IRRIGATION DISTRICT of Klamath County, Oregon:

As set forth in Exhibit B attached hereto.

AND IT IS FURTHER ORDERED That the boundaries of the SHASTA VIEW IRRIGATION DISTRICT be, and the same are hereby



changed by the exclusion of said lands and the inclusion of said lands, as hereinabove set forth, and from and after the date of this Order, the boundaries of the said SHASTA VIEW IRRIGATION DISTRICT ARE HEREBY DECLARED TO BE AS FOLLOWS:

As set forth in Exhibit E attached hereto.

AND IT IS FURTHER ORDERED That the Secretary of this District file a certified copy of this Order for record in the office of the County Clerk of Klamath County, Oregon, as provided by law.

DONE AND DATED This 1st day of November, 1973.

ATTEST:

Elva Smalley  
Secretary.

Charles Smalley

Fred C. Pope

Michael J. St. Ballico

Directors of SHASTA VIEW  
IRRIGATION DISTRICT.

Additional business of the Board is set forth on minutes dated November 1, 1973.

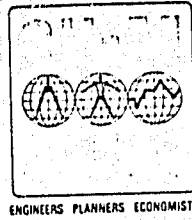
There being no further business to come before the Board of Directors, the meeting was adjourned.

Charles Smalley  
President.

Elva Smalley Secretary.



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CORNELL, HOWLAND, HAYES & MERRYFIELD  
CLAIR A. HILL & ASSOCIATES  
1525 Court Street P.O. Box 2088, Redding, California 96001, Telephone: 916/243-5831

Redding Regional Office

## DESCRIPTION FOR

28 June 1973  
R-3053.09

## SHASTA VIEW IRRIGATION DISTRICT

Irrigated Project Transfer to  
Malin Irrigation District

Beginning at the Northwest corner of Section 11, T. 41 S., R. 12 E., Willamette Meridian, Klamath County, Oregon; thence, East 1,800 feet more or less to the T-Canal; thence, along said Canal, Southerly 2,000 feet more or less to the East line of the Northwest quarter of said Section 11; thence, East 2,700 feet more or less to a point on the West line of Section 12, T. 41 S., R. 12 E., Willamette Meridian; thence, Northeasterly 900 feet to a point on the North line of the South half of the Northwest quarter of said Section 12; thence, along said North line, East 1,400 feet more or less; thence, leaving said North line, South 400 feet more or less to a point on said T-Canal; thence, along said canal, Southeasterly 600 feet more or less to a point on the North-South mid-section line of said Section 12; thence, North 500 feet more or less to contour line 4,160 feet elevation; thence, along said contour line, Southeasterly 3,000 feet more or less to a point on the East line of said Section 12; thence, South 1,500 feet more or less to the Southeast corner of the Northeast quarter of the Southeast quarter of said Section 12; thence, West 1,320 feet; thence, North 900 feet more or less to a point on

Checked:

	By	Date
Typing	djp	6-28-73
Traverse	G.R.K.	6-28-73
Map	G.R.K.	6-28-73

It is suggested that this description be referred to a title company before incorporating it in any document.

EXHIBIT "D", Page 1.



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DESCRIPTION FOR  
SHASTA VIEW IRRIGATION DISTRICT  
Irrigated Project Transfer to  
Malin Irrigation District

28 June 1973  
R-3053.09  
Page 2

the Malin Canal; thence, along said canal Westerly 5,000 feet,  
more or less; thence, Southerly 400 feet more or less; thence,  
Westerly 700 feet more or less; thence, Northwesterly 5,000 feet  
more or less to the Northwest corner of said Section 11, the point  
of beginning.

Containing 194.7 acres, more or less.

It is suggested that this description be referred  
to a title company before incorporating it in any  
document.

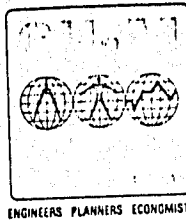
EXHIBIT "D", Page 2.

Checked:

	By	Date
Typing	djp	7/13 6-28-73
Traverse	GDV	7/13 6-28-73
Map		



2323



CORNELL HOWLAND, HAYES & MERRYFIELD  
CLAIR A. HILL & ASSOCIATES  
1525 Court Street P.O. Box 2088, Redding, California 96001, Telephone: 916/243-5831

Redding Regional Office

DESCRIPTION FOR

28 June 1973  
R-3053.09

SHASTA VIEW IRRIGATION DISTRICT

Irrigated Project Transfer to  
Shasta View Irrigation District

Beginning at the Section corner common to Sections 3, 4, 9, and 10,  
T. 41 S., R. 12 E., Willamette Meridian, Klamath County, Oregon;  
thence, South 1,320 feet to the Southeast corner of the Southeast  
quarter of the Northeast quarter of said Section 9; thence, West  
100 feet more or less to a point on Malin District Canal; thence,  
along said canal, Norhtwesterly 5,600 feet more or less to the  
North part of the Southwest quarter of the Northeast quarter of  
said Section 4; thence, along said Canal, East 500 feet more or less;  
thence, Southeasterly 5,000 feet more or less to the Southeast corner  
of the Northeast quarter of the Southwest quarter of said Section 3;  
thence, West 1,320 feet; thence, South 1,320 feet; thence, West  
1,320 feet to the point of beginning.

Containing 208.5 acres, more or less

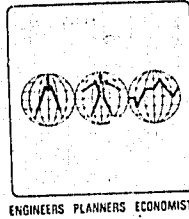
It is suggested that this description be referred  
to a title company before incorporating it in any  
document.

EXHIBIT "B"

Checked:

	By	Date
Typing	djp	6-28-73
Traverse	GGC	6-28-73
Map	THP	6-28-73





CORNELL, HOWLAND, HAYES & MERRYFIELD  
CLAIR A. HILL & ASSOCIATES  
1525 Court Street P.O. Box 2088, Redding, California 96001, Telephone: 916/243-5831

Redding Regional Office

DESCRIPTION FOR  
SHASTA VIEW IRRIGATION DISTRICT

1 November 1973  
R-3053.09

Boundary Description

Beginning at the corner common to Sections 28, 29, 32, and 33,  
T. 40 S., R. 12 E., Willamette Meridian, Klamath County, Oregon;  
thence, East 1,320 feet; thence, South 1,320 feet; thence, East  
1,320 feet to the Northeast corner of the Southeast quarter of  
the Northwest quarter of Section 33; thence, North 2,640 feet  
to the Northwest corner of the Southwest quarter of the Southeast  
quarter of Section 28, T. 40 S., R. 12 E.; thence, East 1,320 feet;  
thence, South 2,640 feet to the Southwest corner of the Northeast  
quarter of the Northeast quarter of said Section 33; thence,  
East 1,320 feet to a point on the East line of said Section 33;  
thence, East 660 feet; thence, Southeasterly 1,350 feet more or  
less to a point on the Westerly line of Maupin Road; thence, along  
said road, Southwesterly 2,350 feet, more or less to a point on  
the S.V.I.D. Unit 4 Canal; thence, along said Canal, Southeasterly  
3,000 feet more or less to a point on the South line of Section 34,  
T. 40 S., R. 12 E., Willamette Meridian; thence, along said South line  
East 550 feet to the Southwest corner of the Southeast quarter of the  
Southeast quarter of said Section 34; thence, North 1,320 feet; thence,  
East 2,640 feet to the Northeast corner of the Southwest quarter of

Checked:

	By	Date
Typing dp	GPH	11-1-73
Traverse	GPH	11-1-73
Map	GPH	11-1-73

It is suggested that this description be referred  
to a title company before incorporating it in any  
document.



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DESCRIPTION FOR  
SHASTA VIEW IRRIGATION DISTRICT  
Boundary Description

Revised 3 December 1973  
1 November 1973  
R-3053.09  
Page 2

the Southwest quarter of Section 35, T. 40 S., R. 12 E., Willamette Meridian; thence, South 6,000 feet, more or less, to a point on SVID Unit 2 Canal; thence, along said Canal, Southeast 800 feet, more or less, to a point on the South line of Section 2, T. 41 S., R. 12 E., Willamette Meridian; thence, West 1,800 feet, more or less, to the Southeast corner of Section 3; thence, along the North line of Section 10, West 500 feet, more or less, to the Malin District Canal; thence, along said Canal, Northwesterly 2,500 feet to a point on the North-South mid-section line of said Section 3; thence, North 200 feet, more or less, to the Southeast corner of the Northeast quarter of the Northeast quarter of said Section 3; thence, West 1,320 feet; thence, South 1,320 feet; thence, West 1,320 feet to the corner common to Sections 3, 4, 9, and 10, T. 41 S., R. 12 E., Willamette Meridian; thence, South 1,320 feet to the Southeast corner of the Northeast quarter of the Northeast quarter of said Section 9; thence, West 100 feet, more or less, to a point on Malin District Canal; thence, along said Canal, Northwesterly 4,100 feet, more or less, to a point on the East-West mid-section line of said Section 4; thence, West 900 feet, more or less, to a point on Turkey Hill Road; thence, along Turkey Hill Road, South 4,500 feet, more or less, to a point on the 4,100-foot contour line; thence, Southeasterly, 4,100 feet, more or less, along said 4,100-foot contour, to a point

It is suggested that this description be referred to a title company before incorporating it in any document.

Checked:

	By	Date
Typing	SM	12-4-73
Traverse		
Map		



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DESCRIPTION FOR  
SHASTA VIEW IRRIGATION DISTRICT

1 November 1973  
R-3053.09  
Page 3

on the K.I.D. "D" Canal in Section 16, T. 41 S., R. 12 E., Willamette Meridian; thence, along said K.I.D. "D" Canal, Northwesterly 10,800 feet, more or less, to a point on the West line of Section 8, T. 41 S., R. 12 E., Willamette Meridian; thence, along the West line of said Section 8 and Section 5, North 3,400 feet, more or less, to a point on the East-West mid-section line of Section 6, T. 41 S., R. 12 E., thence, along said mid-section line, West 4,200 feet more or less to the West line of said Section 6; thence, along the South line of the North half of the Southeast quarter of Section 36, T. 40 S., R. 11 E., West 2,640 feet; thence, North 1,320 feet; thence, East 2,640 feet to a point on the West line of said Section 6, T. 41 S., R. 12 E., Willamette Meridian; thence, North 1,320 feet to the Southwest corner of Section 31, T. 40 S., R. 12 E., Willamette Meridian; thence, along the West line of said Section 31, North 3,960 feet, more or less, to the Southwest corner of Government Lot 1 of said Section 31; thence, East 300 feet, more or less, to the West line of the Northeast quarter of the Northwest quarter of said Section 31; thence, along said West line, North 1,320 feet to the North line of said Section 31; thence, along said North line, East 1,320 feet to the South quarter corner of Section 30, T. 40 S., R. 12 E., W. M.; thence, North 1,320 feet; thence, East 2,640 feet to the Northeast corner of the South half of the Southeast quarter of said Section 30; thence, East 5,280 feet to the Northeast corner of the

It is suggested that this description be referred to a title company before incorporating it in any document.

Checked:

	By	Date
Typing	dp	GAL THB 11-1-73
Traverse		
Map	GRY THB	✓



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DESCRIPTION FOR  
SHASTA VIEW IRRIGATION DISTRICT  
Boundary Description

1 November 1973  
R-3053.09  
Page 4

South half of the Southeast quarter of Section 29, T. 40 S., R. 12 E.,  
Willamette Meridian; thence, along the East line of said Section 29,  
South 1,320 feet to the point of beginning.

It is suggested that this description be referred  
to a title company before incorporating it in any  
document.

Checked:

	By	Date
Typing	dp	11-1-73
Traverse	GPV	11/1
Map		





IN REPLY  
REFER TO: MP-440  
743.1

United States Department of the Interior  
BUREAU OF RECLAMATION

MID-PACIFIC REGIONAL OFFICE  
2800 COTTAGE WAY  
SACRAMENTO, CALIFORNIA 95825

OCT 30 1973

To: Project Manager, Klamath Falls, Oregon  
From: Assistant Regional Director

Subject: Requested approval of boundaries--Malin and Shasta View  
Irrigation Districts--Klamath Project (Your Letter Dated  
September 26, 1973)

This will approve the request for a change in boundaries of subject  
Districts pursuant to the provisions of the following articles and  
contracts:

1. Article 22 of the contract dated April 24, 1922 (Symbol and  
Number Ilr-195) between the United States and the Malin Irrigation  
District.
2. Article 36 of the amendatory contract dated December 21, 1955  
(Symbol and Number Ilr-1531) between the United States and the Shasta  
View Irrigation District.

The consent is for the transfer of 208.51 acres, as described in  
Exhibit D dated June 28, 1973, from Malin Irrigation District to  
Shasta View Irrigation District and the transfer of 235.9 acres,  
as described in Exhibit C, from Shasta View Irrigation District to  
Malin Irrigation District, which is necessitated by a change in the  
source of service occasioned by the system Shasta View Irrigation  
District is installing with Rehabilitation and Betterment Loan (Contract  
No. 14-06-200-5875A) funds.

It is understood, the Boards of Directors of the two Districts involved  
have approved the transfers and that such changes will not impair or  
affect their ability to discharge any contract obligations for which  
they are liable. Also it is understood that the lands which are being  
transferred from Shasta View Irrigation District to Malin Irrigation  
District will pay the prorated share of their existing financial obli-  
gation as prepayment so that Malin Irrigation District will not have  
an obligation to the United States through this action and that this  
land is not intended to be subject to the R&B loan of Shasta View  
Irrigation District.

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It is also understood that the lands transferred from Malin Irrigation District to Shasta View Irrigation District will benefit from the R&B loan and will, therefore, be obligated to pay their pro rata assessed share as a part of the District in addition to being responsible commensurate with the District's financial encumbrance associated with this change.

Additional changes will be considered when we are informed regarding areas for inclusion in Shasta View Irrigation District due to abandonment of present rights-of-way for ditches and reservoirs.

Please notify the Districts of our approval.

*Robert Hammond*





United States Department of the Interior

BUREAU OF RECLAMATION  
Mid-Pacific Region  
Klamath Project  
P. O. Box R  
Klamath Falls, Oregon 97601

2330

IN REPLY  
REFER TO: KP  
743.1

January 29, 1974

Shasta View Irrigation District  
c/o George Proctor, Attorney  
280 Main Street  
Klamath Falls, Oregon 97601

Gentlemen:

Receipt is acknowledged of your check, in the amount of \$1,114.35,  
for the balance of contract charges due on the 195.5 acres included  
in transfer from Shasta View Irrigation District to Malin Irrigation  
District.

Sincerely,

C. D. Lawrence  
Project Manager



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I HEREBY CERTIFY That the foregoing is a full  
and correct copy of the Order duly adopted by the Board  
of Directors of SHASTA VIEW IRRIGATION DISTRICT at a meeting  
of said Board held on the 1st day of November, 1973.

Dated this 7 day of February, 1974.

Elna Smalley  
Secretary.

STATE OF OREGON, }  
County of Klamath } ss.

Filed for record at request of:  
SHASTA VIEW IRRIGATION DIST

on this 12th day of FEBRUARY A. D., 19 74  
at 3:46 o'clock P. M. and duly  
recorded in Vol. M 74 of DEEDS  
Page 2316

WM. D. MILNE, County Clerk

By Harold Dray  
Fee NONE Deputy.