

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF CENTRAL OREGON IRRIGATION DIS-)
TRICT (JACK B. AND CHARLOTTE N.)
ALLISON) FOR THE APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)
FROM DESCHUTES RIVER)

ORDER APPROVING
TRANSFER NO. A-42

On December 18, 1967, Central Oregon Irrigation District filed an application in the names of Jack B. and Charlotte N. Allison for the approval of a change in place of use of water from Deschutes River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Deschutes County, Oregon, entered September 30, 1958, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Deschutes River and its Tributaries, a water right was established in the name of the Central Oregon Irrigation District for the irrigation of, among other lands, 1.5 acres in Lot 3, (SE¼ NW¼), Section 2, Township 16 South, Range 12 East, W.M., tabulated in the name of Elsie Hill (Koepke) with dates of priority of October 31, 1900 and December 2, 1907. These lands also have a supplemental right under permit No. 23256 to the use of the water stored in Crane Prairie Reservoir with a date of priority of February 28, 1913.

The applicant herein proposes to transfer the water right appurtenant to the lands above described therefrom, without loss of priority, to 1.5 acres in the SW¼ SW¼, Section 36, Township 15 South, Range 12 East, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water only.

The lands involved herein are within the boundaries of the Central Oregon Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting held September 6, 1967.

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

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 1.5 acres in Lot 3, (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 2, Township 16 South, Range 12 East, W.M., with dates of priority of October 31, 1900 and December 2, 1907, be severed therefrom and simultaneously and without loss of priority transferred to 1.5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, Township 15 South, Range 12 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1968.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Central Oregon Irrigation District at the time certificate is issued to the District confirming other transfers within the District.

Dated at Salem, Oregon this 18th day of January, 1968.

Tabulation Altered HB 3111
VS 3 P 1458


CHRIS L. WHEELER
State Engineer