

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON  
DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF )  
THE DESCHUTES RECLAMATION AND IRRI- )  
GATION COMPANY, AS AGENT FOR LAND- )  
OWNERS, FOR APPROVAL OF A CHANGE IN )  
PLACE OF USE OF WATER )  
- - - - -

ORDER APPROVING  
TRANSFER NO. 3825

On October 14, 1977, an application was filed in the office of the Water Resources Director by The Deschutes Reclamation and Irrigation Company, as agent for landowners, for approval of a change in place of use of water from Deschutes River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Deschutes County, Oregon, entered Septmeber 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 Deschutes Reclamation and Irrigation Company for the use of the waters of Deschutes River for the irrigation of, among other lands, 1.0 acre in Lot 2 (SW $\frac{1}{4}$  NE $\frac{1}{4}$ ), 2.0 acres in Lot 1 (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ), 25.0 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , 17.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ , 35.0 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$  and 39.0 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 1, Township 16 South, Range 12 East, W.M., with a date of priority of September 1, 1899, being tabulated in the name of Harold Simonson, as evidenced by the certificate recorded at page 29054, Volume 21, State Record of Water Right Certificates. These lands are irrigated by means of the Swalley Canal.

The applicant herein, agent for owners of the lands above described, proposes to change the place of use therefrom, without loss of priority, to redistribute the water right within the same ownerships, and to irrigate a certain 1.0 acre in Lot 2 (SW $\frac{1}{4}$  NE $\frac{1}{4}$ ), 2.0 acres in Lot 1 (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ), 33.0 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , 18.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ , 27.0 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$  and 38.0 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 1, Township 16 South, Range 12 East, W.M.

The lands involved herein are within the boundaries of the Deschutes Reclamation and Irrigation Company and the Board of Directors of said Company approved the proposed change in place of use at a meeting held October 3, 1977.

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

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that no time need be fixed for completion as the change in place of use is completed.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, a certificate of water right shall be issued to the Deschutes Reclamation and Irrigation Company confirming this and prior changes within the Company.

Dated at Salem, Oregon, this 7th day of March, 1978.

  
James E. Sexson  
Director