

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
JOHN N. KNOKE (DESCHUTES RECLAMATION)
& IRRIGATION COMPANY) FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)
- - - - -

ORDER APPROVING
TRANSFER NO. 3775

On September 8, 1977, an application was filed in the office of the Water Resources Director by John N. Knoke 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.

As modified in accord with the provisions of the order of the Water Resources Director entered March 7, 1978, approving transfer application No. 3825, a water right previously allowed 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 the Deschutes River and its Tributaries, in the name of Deschutes Reclamation and Irrigation Company and tabulated under the name of Harold Simonson, as evidenced by the certificate recorded at page 29054, Volume 21, State Record of Water Right Certificates, now exists for the use of water from the Deschutes River, with a date of priority of September 1, 1899, for the irrigation of, among other lands, a certain 1.0 acre in Lot 1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) and 2.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Township 16 South, Range 12 East, W.M. These lands are irrigated by means of the Swalley Canal.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof a certain 3.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 16 South, Range 12 East, W.M. (Harvey Hillis).

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 August 1, 1977.

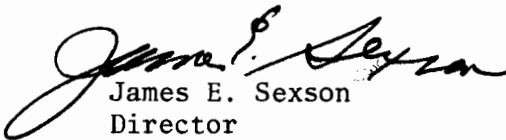
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

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 said water so transferred shall be applied to beneficial use on or before October 1, 1979.

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 will be issued to Deschutes Reclamation and Irrigation Company confirming this and prior changes within the District.

Dated at Salem, Oregon, this 8th day of March, 1978.


James E. Sexson
Director