

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
KIETH RAMSAY (DESCHUTES RECLAMATION)
& IRRIGATION COMPANY) FOR APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 3826

On October 17, 1977, an application was filed in the office of the Water Resources Director by Kieth Ramsay 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 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 Deschutes Reclamation and Irrigation Company for the use of the waters of Deschutes River for the irrigation of, among other lands, a certain 0.5 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 17 South, Range 12 East, W.M., with a date of priority of September 1, 1899, being tabulated in the name of M. Merg, as evidenced by the certificate recorded at page 29054, Volume 21, State Record of Water Right Certificates.

As modified in accord with the provisions of the order of the State Engineer entered June 21, 1972, approving transfer No. 2668, a right previously allowed by said decree of Circuit Court, established in the name of Deschutes Reclamation and Irrigation Company, being tabulated in the name of Mike Merg, now exists for the use of the waters of Deschutes River for the irrigation of, among other lands, 12.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 17 South, Range 12 East, W.M., with a date of priority of September 1, 1899.

The lands above described 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 1.0 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 11.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, Township 16 South, Range 12 East, W.M.

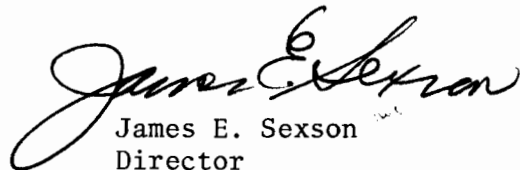
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use of water from Deschutes River, 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 shall be issued to Deschutes Reclamation and Irrigation Company at the time certificate is issued to the Company confirming other transfers within the Company.

Dated at Salem, Oregon, this 23rd day of May, 1978.


James E. Sexson
Director