

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION )  
OF FRED H. MEYERS (DESCHUTES )  
RECLAMATION AND IRRIGATION COMPANY) )  
FOR THE APPROVAL OF A CHANGE IN USE )  
OF WATER FROM DESCHUTES RIVER )  
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ORDER APPROVING  
TRANSFER NO. M-214

On January 9, 1970, Fred H. Meyers filed an application in the office of the State Engineer for the approval of a change in 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 waters of the Deschutes River for the irrigation of, among other lands, 0.5 acre in NE¼ NE¼, 1.0 acre in SE¼ NE¼, Section 20, and 1.0 acre in NW¼ NW¼, Section 21, Township 17 South, Range 12 East, W.M., with a date of priority of September 1, 1899, being tabulated in the name of Fred H. Meyers as evidenced by certificate of water right recorded at page 29054, Volume 21, State Record of Water Right Certificates.

The applicant herein, owner of the lands above described, proposes to change the use of water from the irrigation of the above described lands to commercial purposes.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in use of water, if any there were, namely: at the county courthouse in Bend, Oregon, on April 7, 1970, at 9:30 a.m. The notice was published in The Bend Bulletin, a newspaper

printed and having general circulation in Deschutes County, Oregon, for a period of three weeks in the issues of February 12, 20, and 27, 1970. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

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 use of water.

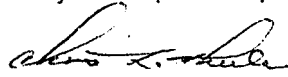
No objections having been filed and it appearing that the proposed change in use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in use of water from the irrigation of 0.5 acre in NE $\frac{1}{4}$  NE $\frac{1}{4}$ , 1.0 acre in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 20, and 1.0 acre in NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 21, Township 17 South, Range 12 East, W.M. to commercial purposes in NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 20, NW $\frac{1}{4}$  NW $\frac{1}{4}$ , and SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 21, Township 17 South, Range 12 East, W.M., with a date of priority of September 1, 1899, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1971.

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 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 30<sup>th</sup> day of September, 1970.

  
CHRIS L. WHEELER  
State Engineer