

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
WALTER B. SCHROCK (DESCHUTES RECLA-)
MATION & IRRIGATION COMPANY) FOR AP-)
PROVAL OF A CHANGE IN PLACE OF USE)
OF WATER FROM DESCHUTES RIVER)
- - - - -

ORDER APPROVING
TRANSFER NO. 3261

On June 11, 1975, an application was filed in the office of the Water Resources Director by Walter B. Schrock 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.

The 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 irrigation of certain lands, with a date of priority of September 1, 1899, by diversion through the Swalley Canal.

As modified in accord with the provisions of the order of the State Engineer, entered on March 12, 1954, approving transfer application No. E-26, a certain portion of the right tabulated in said decree under the name of James Elder, now exists for the irrigation of, among other lands, 2.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 0.4 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29, Township 16 South, Range 12 East, W.M., described 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 April 5, 1971, approving transfer application No. S-186, a certain portion of the right tabulated in said decree under the name of D. L. Farleigh, now exists for the irrigation of, among other lands, 0.6 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 29.

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 SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 16 South, Range 12 East, W.M. (Tom Foster)

The lands involved herein are within the boundries 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 June 2, 1975.

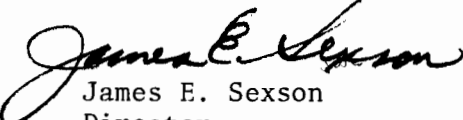
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use 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, Oreogn, this 29th day of November, 1977.


James E. Sexson
Director