

STATUS OF APPLICATION

Change in Point of Diversion / POV
 Date filed July 27, 1970
 Date of hearing March 25, 1980
 Place of hearing Bend
 Date of order 5-9-80 Vol. 33, page 201
 Date for application of water 10-1-81
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River
 Trib. of _____ County of Deschutes
 Use Irrigation
 Quantity of water _____ No. of acres 40
 Name of ditch Central Oregon Canal
 Date of priority 10-31-00 & 12-2-07
 In name of Ernest Obernalte
Deschutes River Adjudication, Vol. 16, page 53
 App. No. _____ Per. No. _____ Cert. No. 29052
 Certificate cancelled _____
 Notation made on record by SL

FEES PAID

Date	Amount	Receipt No.
7/27/70	20.00	20173
2-8-71	10.00	22578
2-8-71	30.00 PCN	22579
4/28/80	9.67	17366
TOTAL . . .		
	\$1 Cert. Fee	

The Bulletin \$24.67 pd 3/31/80 ch#4112

FEES REFUNDED

Date	Amount	Check No.
10-9-79	45.00	3841

check returned to WRD 1-7-80
 File re-opened

Ex 15-
 PD 10-
 PCN 10-
 PCN 2467

59.67

RE MARKS

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/>	Name	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Stream	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Pt. of Div.	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Calendar	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	CHECKED TO RECORDS:	
<input checked="" type="checkbox"/>	Twp. & Rge.	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Decree-vault	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Decree-safe	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Cert. of W.R.	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Per. Folder	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Chaindex	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Gross Ref.	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Power Claim	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Abstracts	<input checked="" type="checkbox"/>

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
D. E. ERWIN, INC., (CENTRAL OREGON)
IRRIGATION DISTRICT) FOR APPROVAL)
OF CHANGE IN PLACE OF USE AND POINT)
OF DIVERSION OF WATER)

ORDER APPROVING
TRANSFER NO. 2425

On July 27, 1970, an application was filed in the office of the Water Resources Director by D. E. Erwin, Inc., for approval of changes in place of use and point of diversion 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 allowed in the name of Central Oregon Irrigation District for the use of the waters of Deschutes River for irrigation of, among other lands, a certain 4.0 acres in SW 1/4 NE 1/4 of Section 28, Township 17 South, Range 12 East, W.M., being tabulated in the name of Ernest Obernalte at Volume 16, page 53, with dates of priority of October 31, 1900 and December 2, 1907, as evidenced by certificate of water right recorded at page 29052, Volume 21, State Record of Water Right Certificates. These lands also have a supplemental right under permit No. 23256 to the use of water stored in Crane Prairie Reservoir with a date of priority of February 28, 1913. These lands are irrigated by means of the Central Oregon Canal.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to a certain 2.1 acres in SE 1/4 SE 1/4, Section 31; 1.1 acres in NW 1/4 NE 1/4 and 0.8 acre in SW 1/4 NW 1/4, Section 32, Township 17 South, Range 12 East, W.M.

The water right so transferred shall be irrigated from four new points of diversion located:

- (1) North 33° 34' 17" West, 890 feet from the Southeast Corner of Section 31, being within the SE 1/4 SE 1/4 of Section 31;
- (2) South 45° 21' 40" West, 1003 feet from the Northeast Corner of SW 1/4 NW 1/4 of Section 32, being within the SW 1/4 NW 1/4 of Section 32;
- (3) South 31° 27' 07" West, 723 feet from the Northeast Corner of NW 1/4 NE 1/4 of Section 32, being within the NW 1/4 NE 1/4 of Section 32;
- (4) South 87° 30' 46" West, 535 feet from the Northeast Corner of NW 1/4 NE 1/4 of Section 32, being within the NW 1/4 NE 1/4 of Section 32;

All in Township 17 South, Range 12 East, W.M.

The lands involved herein are within the boundaries of the Central Oregon Irrigation District and the Board of Directors of said District approved the proposed changes in place of use and point of diversion of water at a regular meeting.

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use and point of diversion, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made and that said water so transferred shall be applied to beneficial use on or before October 1, 1981.

It is FURTHER ORDERED that upon 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 Central Oregon Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon this 9th day of May, 1980.


James E. Sexson
Director

NOTICE OF WATER RIGHT
TRANSFER APPLICATION NO. 2425
Notice is given hereby that
an application has been filed in
the office of the Water Resources
Director by D.E. Irwin, Inc., for
approval of changes in place of
use & point of diversion 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 Tribu-
taries, a water right was allowed
in the name of Central Oregon
Irrigation District for the use of the
waters of Deschutes River for
irrigation of, among other lands, a
certain 4.0 ac in SW 1/4 NE 1/4 of Sec.
28, T. 17 S., R. 12 E, WM, being
located in the name of Ernest
Arnalte at Volume 16, page 53,
dates of priority of October
1, 1900 and December 2, 1907, as
evidenced by certificate recorded
at page 29052, Volume 21, State
Record of Water Right Certificates.
These lands also have a supple-
mental right under permit No.
23256 to the use of water stored in
Crane Prairie Reservoir with a
date of priority of February 28,
1913. These lands are irrigated by
means of the Central Oregon
Canal.

The applicant herein, owner
of the lands above described,
proposes to sever the right
therefrom and, without loss of
priority, to irrigate in lieu thereof
a certain 2.1 ac in SE 1/4 SE 1/4, Sec.
31; and 1.1 ac in NW 1/4 NE 1/4 & 0.8
ac in SW 1/4 NW 1/4 of Sec. 32, T. 17
S., R. 12 E, WM.

Pursuant to ORS 540.520(2),
a hearing is scheduled for 9:30
a.m. on Tuesday, March 25, 1980,
at the Deschutes County Court-
house, Bend, Oregon. Any objec-
tion to the proposed changes must
be prepared in writing: one copy
to be served on City of Bend, PO
Box 431, Bend OR 97701; and one
copy filed in the office of the
Water Resources Director, Salem,
OR 97310, together with a \$10
filing fee, at least 10 days prior to
the date set for hearing. Rules for
filing objections will be furnished
upon request.

IF NO OBJECTIONS ARE
FILED, THE APPLICATION MAY BE
APPROVED BY THE WATER RE-
SOURCE DIRECTOR WITHOUT A
HEARING.

Dated at Salem, Oregon this
28th day of January, 1980.
James E. Sexson,
Director

51,57,63c

Affidavit of Publication

STATE OF OREGON, COUNTY OF DESCHUTES, — ss.

I, Sharon Hansen, being first duly sworn, depose
and say that I am the ~~General Manager, Advertising Manager, Principal Clerk~~
of the Publisher, of The Bulletin, a newspaper of general circulation printed
and published at Bend in the aforesaid county and state as defined by
ORS 193.010 and ORS 193.020, that Notice of Water Right

Transfer Application No. 2425

a printed copy of which is hereto annexed, was published in the entire issue of

said newspaper for three successive and consecutive weeks in the
following issues: February 4, 11 and 18, 1980 *ok*

Sharon Hansen

Subscribed and sworn to before me this 18th day

of February, 19 80.

Betty Sprague

Notary Public for Oregon

(My Commission Expires May 12, 1981) *ok*