

2396 B.T. Bartlett (C.O.I.)  
Rt. 2, Box 970  
Bend, Ore. 97701

2396

STATUS OF APPLICATION

Change in Place of Use  
Date filed June 8, 1970  
Date of hearing \_\_\_\_\_  
Place of hearing \_\_\_\_\_  
Date of order 8-31-70 Vol. 20, page 44  
Date for application of water 10-1-71  
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 1<sup>0</sup>  
Name of ditch Central Oregon Canal  
Date of priority 10-31-00 & 12-2-07  
In name of H. Spangler  
Deschutes Riv. Adjudication, Vol. 16, page 56  
App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 29052  
Certificate cancelled \_\_\_\_\_  
Notation made on record by slu

FEES PAID

Date	Amount	Receipt No.
<u>6/8/70</u>	<u>20.00</u>	<u>19103</u>
TOTAL . . .		
	\$1 Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

*Surveyed 5/9/86 (Wells & Larvin)*

REMARKS

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

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION )  
OF B. I. BARTLETT (CENTRAL ORE- )  
GON IRRIGATION DISTRICT) FOR THE )  
APPROVAL OF A CHANGE IN PLACE OF )  
USE OF WATER FROM DESCHUTES RIVER )  
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ORDER APPROVING  
TRANSFER NO. 2396

On June 8, 1970, B. I. Bartlett filed an application in the office of the State Engineer for the 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 the Deschutes River and its Tributaries, a water right was established in the name of Central Oregon Irrigation District for the use of the waters of Deschutes River for the irrigation of, among other lands, 1.0 acre in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 35, Township 17 South, Range 12 East, W.M., with dates of priority of October 31, 1900, and December 2, 1907, being tabulated in the name of H. Spangler 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 the water stored in Crane Prairie Reservoir with a date of priority of February 28, 1913.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 1.0 acre in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 3, Township 18 South, Range 13 East, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said

section provides notice is not required on an application for a change in place of use of water.

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 change in place of use of water at a regular meeting held March 4, 1970.

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 proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 1.0 acre in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 35, Township 17 South, Range 12 East, W.M., with dates of priority of October 31, 1900, and December 2, 1907, be severed therefrom and simultaneously and without loss of priority transferred to 1.0 acre in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 3, Township 18 South, Range 13 East, W.M.

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 Central Oregon Irrigation District at the time certificate is issued to the District confirming other transfers within the District.

Dated at Salem, Oregon, this 31st day of August, 1970.

/s/ CHRIS L. WHEELER  
State Engineer

185 13 E

2396

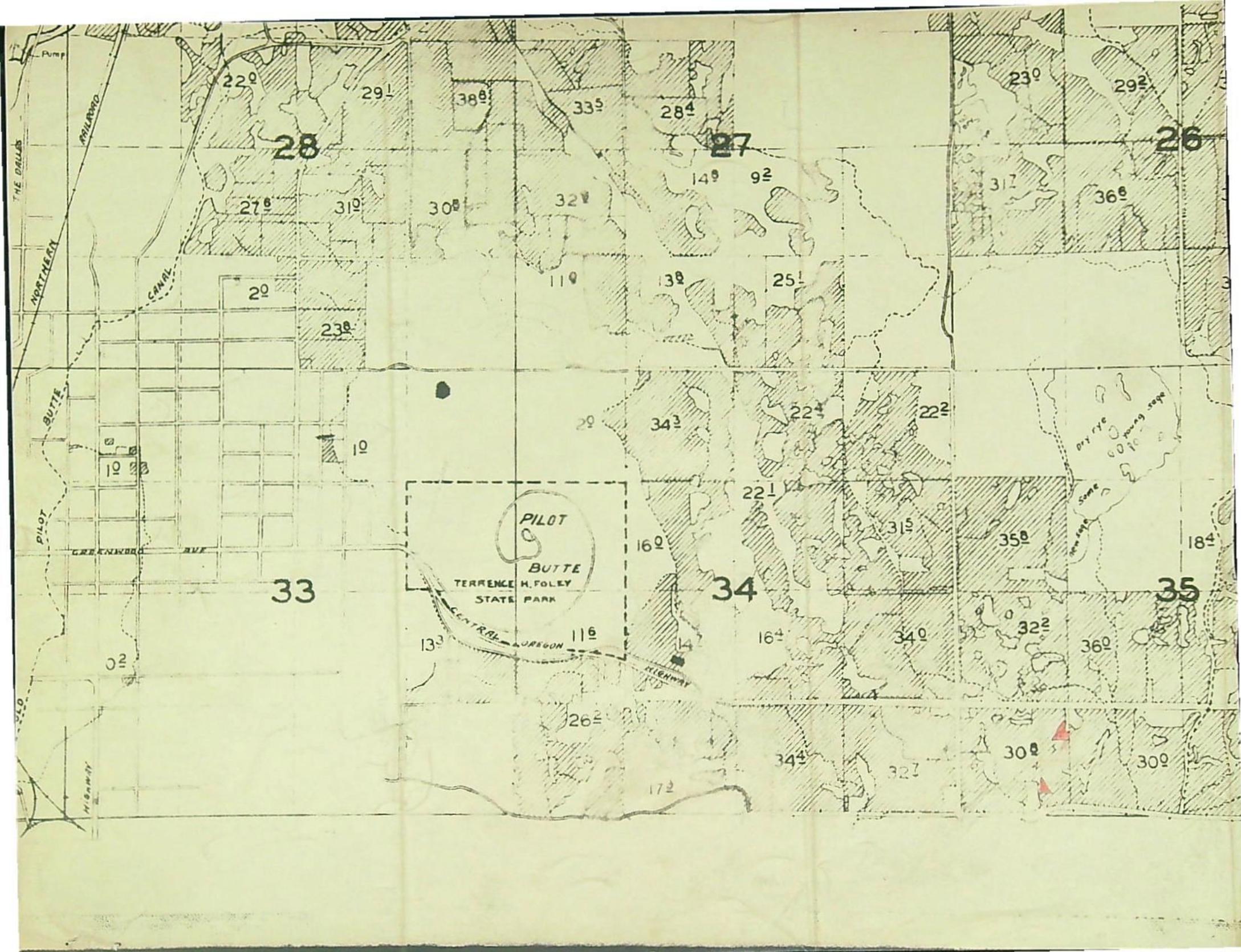
Areas as shown  
are approximate

RECEIVED

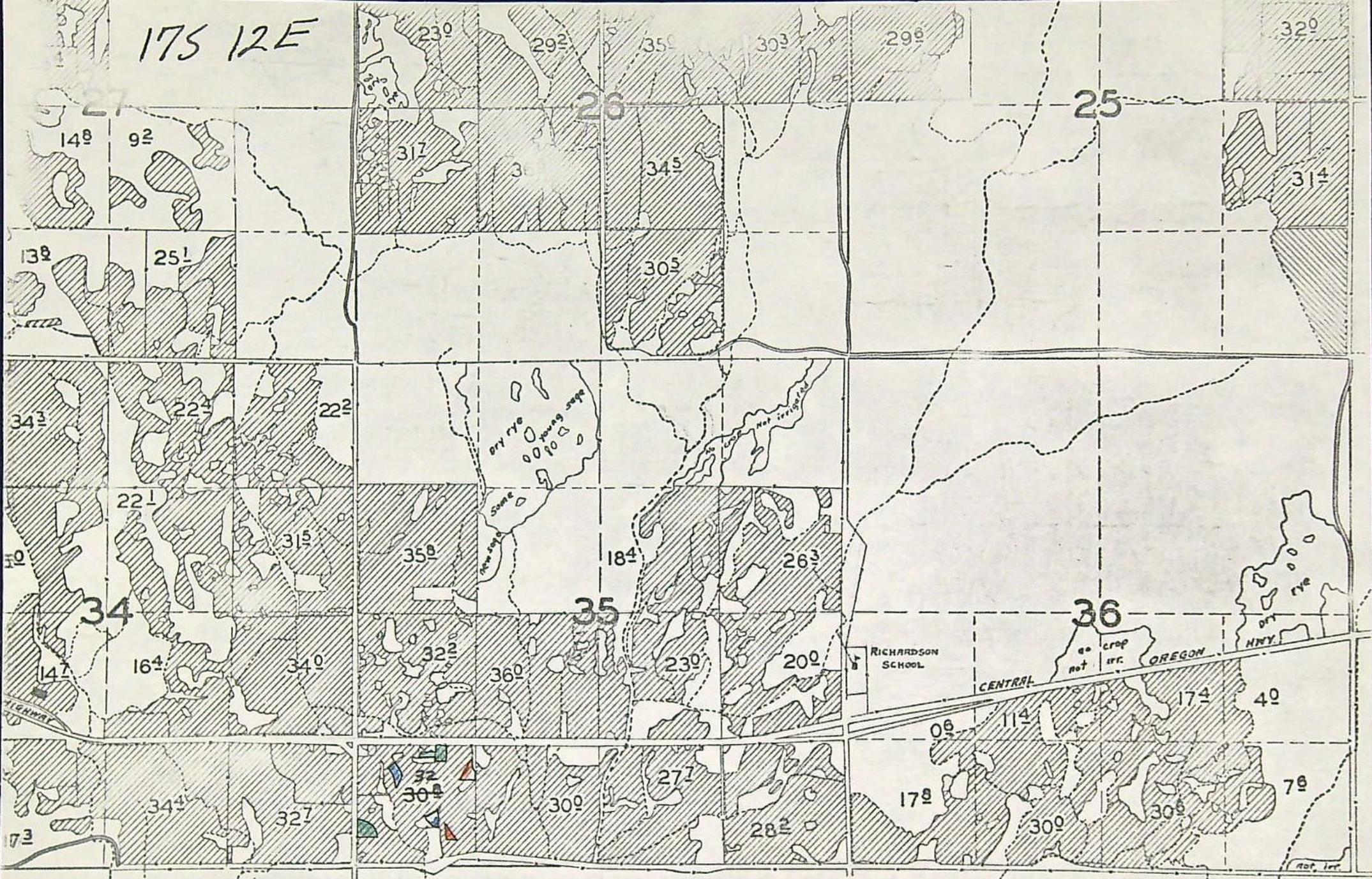
JUN 8 1970

STATE ENGINEER  
SALEM, OREGON





175 12E



 B-199 2.0 Ac Out  
 B-206 2.0 Ac Out  
 T-2396 1.0 Ac Out

SURVEYED JULY 24, 25, 28-31, AUG 1, 11-16, 18, 19, 1947 EAST OF DESCHUTES RIVER AND JUNE 26, JULY 21, 1948  
SEPT 6-8, 1950

## Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, B I Bartlett (Name of applicant)

of Rt 2, Box 970 (Postoffice), County of Deschutes

State of Oregon, do hereby make application for change

place of use  
 (In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is Deschutes River (Name of stream)
2. The use to which the water is applied is irrigation (Irrigation; Mining; Power; Manufacturing; etc.)
3. The name of the ditch, canal or pipe line is Central Oregon Canal
4. The point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the \_\_\_\_\_ (N. or S.) (E. or W.)

corner of \_\_\_\_\_ (Section or subdivision) being within the \_\_\_\_\_

of Section \_\_\_\_\_ Tp. \_\_\_\_\_ R. \_\_\_\_\_ W. M., in the County of \_\_\_\_\_ (No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
17	12	35											1					

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed. *see VI. 1909 28 & 207*

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? Yes (If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes

8. What is the date of priority of your water right? No Oct 31, 1900 & Dec 2, 1907

9. Was your water right acquired by State Engineer's Permit? No If so, give number (Yes or No)

of permit \_\_\_\_\_



AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Deschutes } ss.

I, B. I. Bartlett, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 24th day of February, 1970.

[Signature of B. I. Bartlett]
(Name of applicant)

Subscribed and sworn to before me this 24th day of February, 1970.

[Notarial Seal]

[Signature of Betty Stearns]
NOTARY PUBLIC FOR OREGON

My commission expires May 28, 1973.

Remarks Approved by the Board of Directors of the Central Oregon Irrigation District at regular meeting held March 4, 1970.

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.