

2398 Gordon + Wilma Hallin
 Rt. 1, Box 1680
 Bend Ore, 97701 (COF)

2398

STATUS OF APPLICATION

Change in Place of Use
 Date filed June 8, 1970
 Date of hearing _____
 Place of hearing _____
 Date of order 11-13-70 Vol. 20, page 215
 Date for application of water 10-1-71
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____
Survey

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River
 Trib. of - County of Deschutes
 Use Irrigation
 Quantity of water - No. of acres 3.5
 Name of ditch Central Oregon Canal
 Date of priority 10-31-00 + 12-2-07
 In name of Harold E Smith
Deschutes Riv Adjudication, Vol. 16, page 60
 App. No. _____ Per. No. _____ Cert. No. 29052
 Certificate cancelled _____
 Notation made on record by slw

FEES PAID

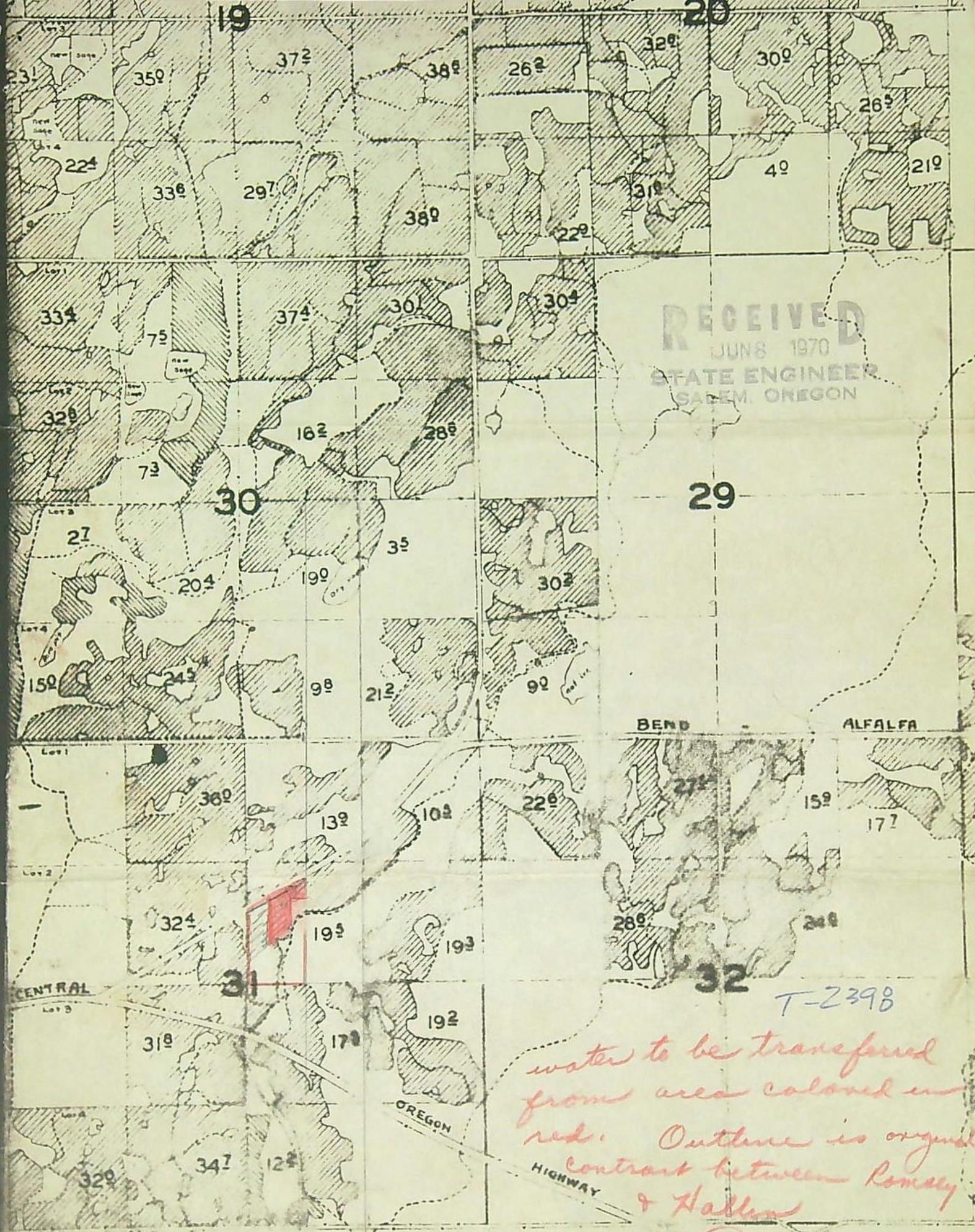
Date	Amount	Receipt No.
<u>6/8/70</u>	<u>20.00</u>	<u>19105</u>
TOTAL		
	\$1 Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

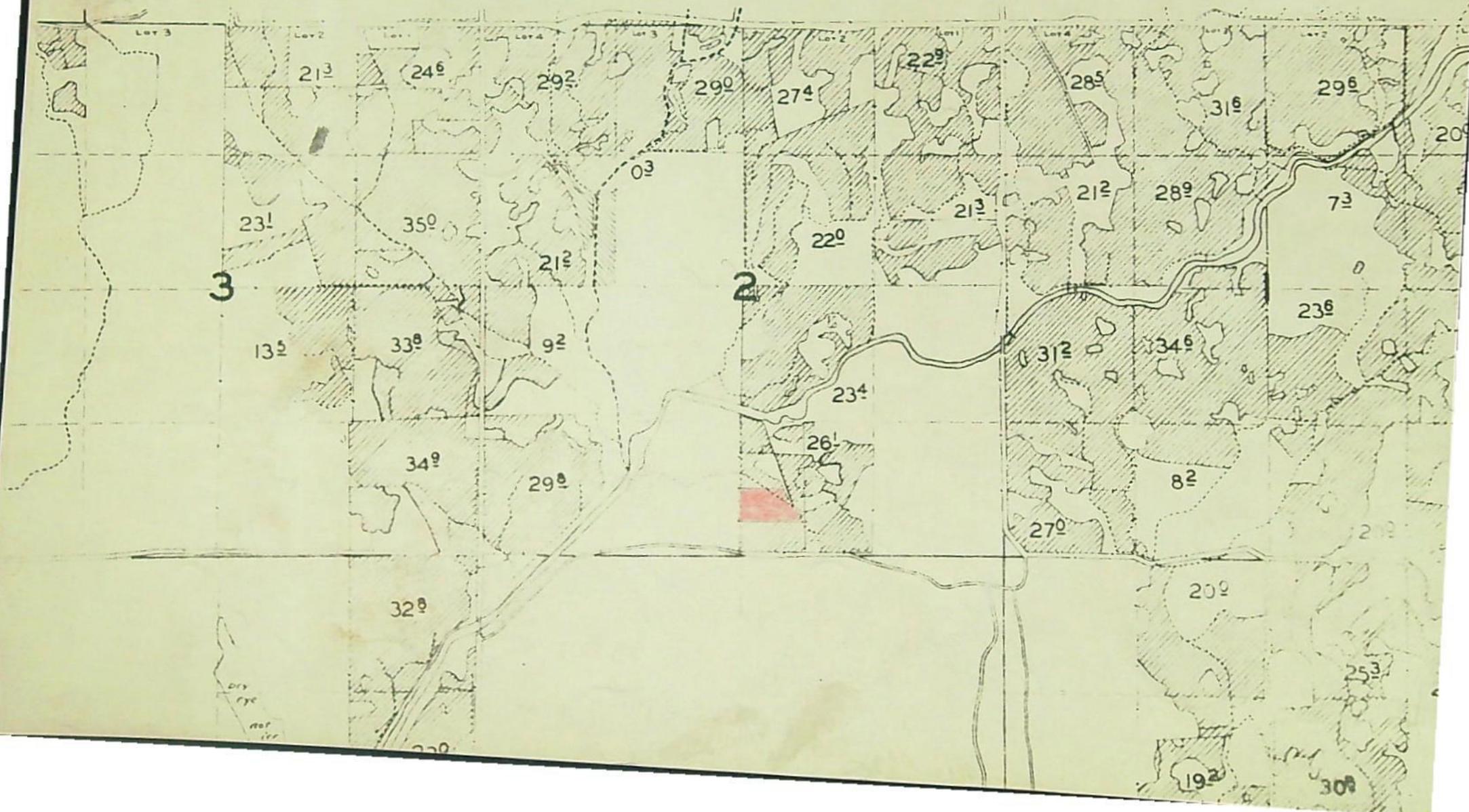
TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<u>KKK</u> Name	<u>slw</u>	
<u>KK</u> Stream	<u>slw</u>	
<u>K</u> Pt. of Div.		
<u>K</u> Calendar	<u>slw</u>	
<u>KKKK</u> CHECKED TO RECORDS:		
<u>KK</u> Twp & Rge.	<u>slw</u>	
<u>KK</u> Decree-vault	<u>slw</u>	
<u>KK</u> Decree-safe	<u>slw</u>	
<u>KK</u> Cert. of W/R	<u>slw</u>	
<u> </u> Per. Folder		
<u> </u> Chainindex		
<u> </u> Cross Ref.		
<u> </u> Power Claim		
<u> </u> Abstracts		



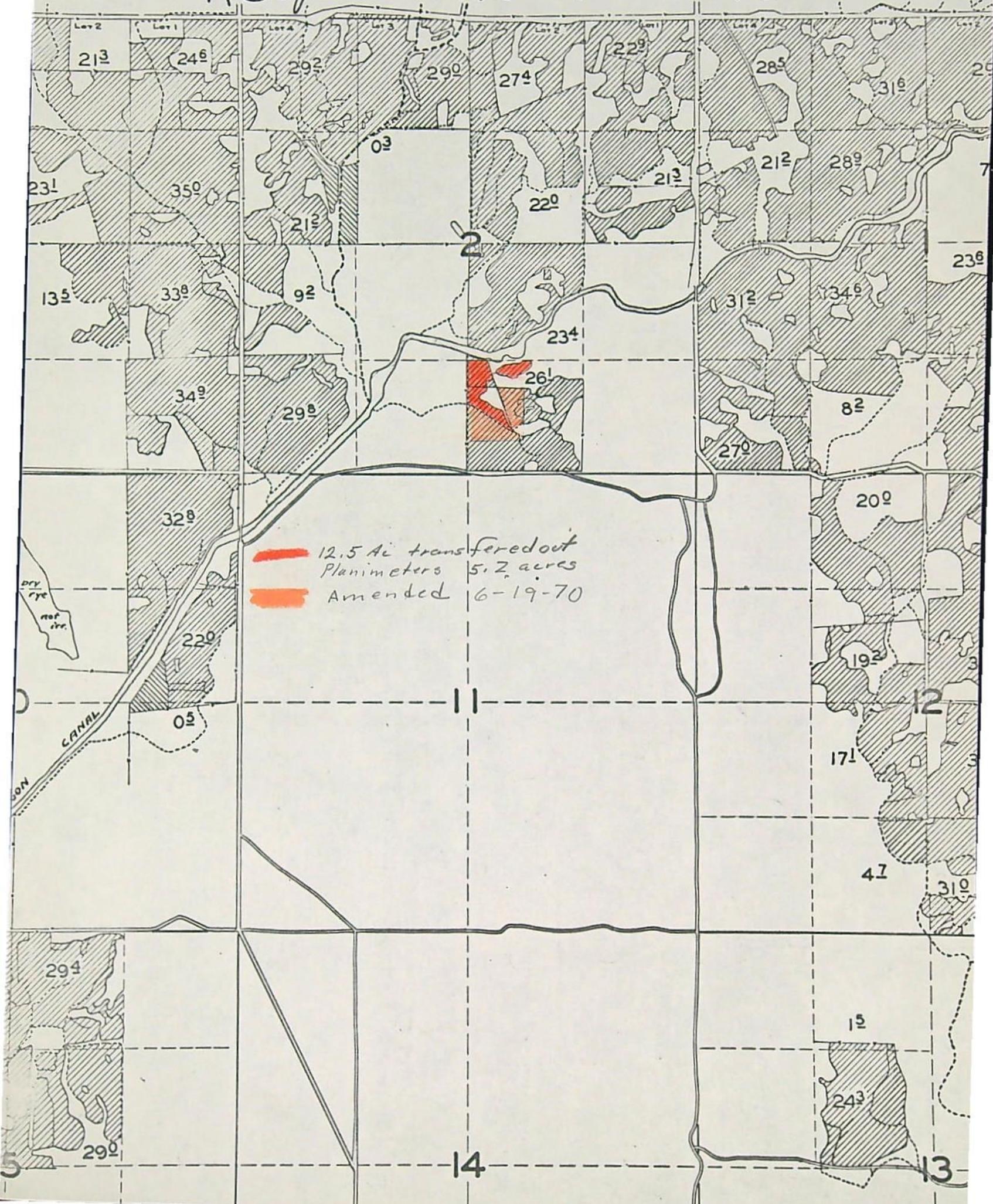
HALL

Cross sections are approximate

RECEIVED
JUN 19 1970
STATE ENGINEER
SALEM, OREGON



Keep in file T-2398



BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF GORDON AND WILMA M. HALLIN)
(CENTRAL OREGON IRRIGATION DIS-)
TRICT) FOR THE APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)
FROM DESCHUTES RIVER)

ORDER APPROVING
TRANSFER NO. 2398

On June 8, 1970, Gordon and Wilma M. Hallin 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, 3.5 acres in SW¼ NE¼, Section 31, Township 17 South, Range 13 East, W.M., with dates of priority of October 31, 1900, and December 2, 1907, being tabulated in the name of Harold E. Smith 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 applicants herein, contract purchasers of the lands above described, propose to transfer the water right therefrom, without loss of priority, to 3.5 acres in SW¼ SE¼, Section 2, Township 18 South, Range 12 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 June 3, 1970.

Harold and James Cork and Kieth and Virginia Ramsay, title holders of the land involved, have submitted written approval of the change in place of use.

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 3.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 17 South, Range 13 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 3.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 18 South, Range 12 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 13th day of November, 1970.

/s/ CHRIS L. WHEELER
State Engineer

RECEIVED
NOV 22 1972
STATE ENGINEER
SALEM OREGON

NOTICE OF COMPLETE APPLICATION
OF WATER TO BENEFICIAL USE

Transfer No. 2398

I, C. H. V. Valentini hereby certify that
on May - 1, 1971, the water has been applied to the lands to
which the water right was transferred by an order of the State Engineer
dated November 13, 1970, approving an application for a change in place
of use of water from Deschutes River.

Feb - 19 1971
Date

C. H. V. Valentini
Signature

6827 S. W Harbor Ave, Lincoln City, Oregon

OK
/s/

RECEIVED
 JUN 8 1970
 STATE ENGINEER
 SALEM, OREGON

RECEIVED
 JUN 19 1970
 STATE ENGINEER
 SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Gordon Hallin & Wilma M Hallin, husband & wife
(Name of applicant)

of Rt 1, Box 1680, County of Deschutes
(Postoffice)

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 _____ being within the _____
(Section or subdivision)

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 $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
17	13	31			3.5													

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? No - contract purchaser
(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? 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 _____

10. Do you hold a water right certificate? No If so, give number of certificate 29052
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?
Yes If so, give title of proceedings Adjudication of Deschutes River
(Yes or No)

12. Is the water right recorded in your name? Harold E. Smith - page 60 of decree
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
18	12	2															3.5	

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located ft. and ft. from the
(N. or S.) (E. or W.)
 corner of being within the of Section Tp. R. W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
 in the county of The name of the ditch to be used is

15. Are you the owner of the land on which the proposed point of diversion is to be located?

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

.....

17. Are there any diversions between your present point of diversion and the proposed point of diversion?

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? No
(Answer Yes or No)

19. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Title	Ramsey & Cork	Letter attached

20. Reasons for the proposed changes are more beneficial use

.....

RECEIVED
JUN 8 1970
STATE ENGINEER
SALEM, OREGON

April 16, 1970

RECEIVED
JUN 19 1970
STATE ENGINEER
SALEM, OREGON

COI Irrigation District
Redmond, Oregon

Dear Sirs:

I have no objection to releasing $3\frac{1}{2}$ acres of water right
from a contract between myself and Gordon & Wilma Hallin,
located in Section 31, TWP 17, R 13, Deschutes County, Ore.

Signed under Power of Attorney recorded on Page ⁴⁸⁸ 493, Vol.
153, Deschutes County, Oregon. DEED Records

Harold + Janice Cook

Keith Ramsay Virginia Ramsay

1609 Ramsay Rd.
Bend, Oregon

AFFIDAVIT OF APPLICANT

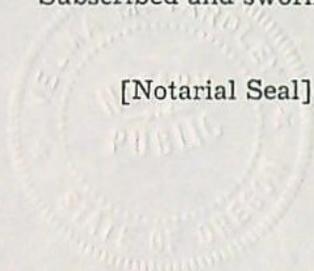
STATE OF OREGON,

County of Deschutes } ss.

I, Gordon R. Hallin and Wilma M. Hallin, 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 13th day of April, 1970.
Gordon R. Hallin
Wilma M. Hallin
(Name of applicant)

Subscribed and sworn to before me this 13th day of April, 1970.
Telma M. Yardley
NOTARY PUBLIC FOR OREGON



My commission expires Feb 1, 1971

Remarks Approved by the Board of Directors of Central Oregon Irrigation District at regular meeting held June 3, 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.