

15500 Bunting Res.
Deschutes Trail Water Co., Inc.
Beaumont, Ore.

2755

STATUS OF APPLICATION

Change in Place of Use
Date filed Jan. 23, 1973
Date of hearing _____
Place of hearing _____
Date of order 3-7-74 Vol. 24, page 152
Date for application of water 10-1-74
Proof mailed _____
Proof received _____
Certificate issued _____ Vol. _____, page _____
to survey 11/77

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River
Trib. of _____ County of Deschutes
Use Irrigation
Quantity of water _____ No. of acres 10⁰
Name of ditch Central Oregon Canal
Date of priority Oct. 31, 1900 & Dec. 2, 1907
In name of Robert L. Lowe
Deschutes River Adjudication, Vol. 16, page 60
App. No. _____ Per. No. _____ Cert. No. 29052
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>1-23-73</u>	<u>20.00</u>	<u>32222</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

Bunting completion notice for half of acreage 7-29-74
Surveyed 4/18/84 (Settlemyer, Hurst, Clothier)

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BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF WILLIAM BUNTING, PRESIDENT OF)
DEER TRAIL WATER CO., INC., (CENTRAL)
OREGON IRRIGATION DISTRICT) FOR THE)
APPROVAL OF A CHANGE IN PLACE OF USE)
OF WATER FROM DESCHUTES RIVER)

ORDER APPROVING
TRANSFER NO. 2755

On January 23, 1973, William Bunting, president of Deer Trail Water Co., Inc., 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 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, 4.71 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, and 5.29 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Township 17 South, Range 13 East, W.M., being tabulated in the name of Robert L. Lowe, 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 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 5.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30, and 5.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Township 17 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 October 4, 1972.

Allen B. Wallace, title holder, has submitted written approval of the proposed 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 4.71 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, and 5.29 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, 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 5.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30 and 5.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Township 17 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, 1974.

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, a certificate of water right will be issued to the Central Oregon Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon, this 7th day of March, 1974.

/s/ CHRIS L. WHEELER
State Engineer