

2598 <sup>Alvin F. Keyte</sup> HOWARD Nyde (COI)

Bend, ORE

2598

STATUS OF APPLICATION

DESCRIPTION OF WATER RIGHT

FEES PAID

Change in Place of use  
Date filed Jan 25, 1972  
Date of hearing  
Place of hearing  
Date of order Jan 31, 1972 Vol. 21, page 402  
Date for application of water 10-1-72  
Proof mailed  
Proof received  
Certificate issued Vol. , page

Name of stream Deschutes River  
Trib. of - County of Deschutes  
Use Irrigation  
Quantity of water No. of acres 1.0  
Name of ditch  
Date of priority Oct. 31, 1900 & Dec 2, 1907  
In name of  
Adjudication, Vol. , page  
App. No. Per. No. Cert. No. 29052  
Certificate cancelled  
Notation made on record by

Date	Amount	Receipt No.
<u>1-25-72</u>	<u>20.00</u>	<u>26965</u>
TOTAL . . .		
	\$1 Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

*Surveyed 1/26/84 (Porter, Douglas)*

REMARKS

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

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION )  
OF HOWARD R. HYDE AND ALVIN F. )  
KEYTE (CENTRAL OREGON 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. 2598

On January 25, 1972, Howard R. Hyde and Alvin F. Keyte 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 North half of SE¼ SW¼, Section 23, 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 Howard Hyde 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 North half of SE¼ SW¼, Section 23, Township 17 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 August 4, 1971.

Sharon Lee Roseberry and Patricia R. Harley have submitted a letter stating that they have no objections to the proposed transfer.

No objections having been filed and it appearing that the proposed change in place of use of water 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 North half of SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 23, 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 North half of SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 23, Township 17 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, 1972.

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 January, 1972.

/s/ CHRIS L. WHEELER  
State Engineer