

2606 Velma Smith (Co-)
 Terrebonne
 Oregon 97760

2606

STATUS OF APPLICATION

Change in Place of Use
 Date filed Feb. 28, 1972
 Date of hearing _____
 Place of hearing _____
 Date of order May 5, 1972 Vol. 22, page 33
 Date for application of water 10-1-72
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____
Survey

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes R.
 Trib. of _____ County of Deschutes
 Use Irrigation
 Quantity of water _____ No. of acres 0.08
 Name of ditch Pilot Butte Canal
 Date of priority Oct. 31, 1900 + Dec 2, 1907
 In name of _____
Deschutes River Adjudication, Vol. _____, page 29052
 App. No. _____ Per. No. _____ Cert. No. _____
 Certificate cancelled _____
 Notation made on record by _____

FEEES PAID

Date	Amount	Receipt No.
<u>2-28-72</u>	<u>20.00</u>	<u>27396</u>
TOTAL . . .		
	\$1 Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

REMARKS

Surveyed 5/1/72 (Brown) (see Trsf # M-104)

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>ot</u>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Stream	<u>ot</u>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Pt. of Div.	<u>ot</u>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Calendar	<u>ot</u>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Twp. & Rge.	<u>WAC</u>	<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	<u>WAC</u>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Per. Folder		<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Chainindex		<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Cross 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 STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF VELMA SMITH (CENTRAL OREGON)
IRRIGATION DISTRICT) FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM DESCHUTES RIVER)

ORDER APPROVING
TRANSFER NO. 2606

On February 28, 1972, Velma Smith 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, 0.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, Township 15 South, Range 13 East, W.M., with dates of priority of October 31, 1900 and December 2, 1907, being tabulated in the name of Frank McCaffery as evidenced by certificate of water right recorded at page 29052, Volume 21, State Record of Water Right Certificates. A change in place of use was approved by order of the State Engineer entered June 18, 1956, to 0.5 acres in Lots 17 to 22, inclusive, Block 69, Terrebonne Townsite within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 14 South, Range 13 East, W.M.

The applicant herein, owner of .08 acre in Lot 22, Block 69, Terrebonne Townsite within NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 14 South, Range 13 East, W.M., proposes to transfer the water right therefrom, without loss of priority, to .08 acre in Lot 13, Block 69, Terrebonne Townsite within NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 14 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 February 2, 1972.

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 .08 acre in Lot 22, Block 69, Terrebonne Townsite within NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 14 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 .08 acre in Lot 13, Block 69, Terrebonne Townsite within NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 14 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, 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 5th day of May, 1972.

/s/ CHRIS L. WHEELER
State Engineer