

W. E. F. G. WILSON
 Kathryn J. Nilsson
 Rt. 1, Box 1135, Bend

2713

STATUS OF APPLICATION

Change in Place of Use
 Date filed Sept 15, 1972
 Date of hearing _____
 Place of hearing _____
 Date of order Nov. 6, 1972 Vol. 22, page 250
 Date for application of water October 1, 1973 ✓
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____
2-9-73 Survey

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River
 Trib. of _____ County of Deschutes
 Use Irrigation - Domestic Use
 Quantity of water _____ No. of acres 1.5
 Name of ditch C 0 1 (Central Ore. Canal)
 Date of priority Oct 31, 1900 + Dec. 2, 1907
 In name of J.C. Allen
Deschutes River Adjudication, Vol. 16, page 71
 App. No. _____ Per. No. _____ Cert. No. 29052
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

| Date | Amount | Receipt No. |
|--------------------|------------------|--------------|
| <u>9-15-72</u> | <u>20.00</u> | <u>30717</u> |
| TOTAL . . . | | |
| | Cert. Fee | |

FEES REFUNDED

| Date | Amount | Check No. |
|------|--------|-----------|
| | | |

Surveyed 5/23/66 (Prosch)

REMARKS

| TO BE ENTERED WHERE CHECKED | INDEX CARDS: | |
|-----------------------------|--------------|------------|
| | Entered | Checked |
| ___ Name | ___ | ___ |
| ___ Stream | ___ | ___ |
| ___ Pt. of Div. | ___ | ___ |
| ___ Calendar | ___ | ___ |
| ___ CHECKED TO RECORDS: | | |
| ✓ Twp. & g. | ___ | <u>WAC</u> |
| ✓ Decree-vault | <u>DT</u> | ___ |
| ✓ Decree-note | <u>DT</u> | ___ |
| ✓ Cert. of W/R | <u>DT</u> | ___ |
| ___ Per. folder | ___ | ___ |
| ___ Chainindex | ___ | ___ |
| ___ Cross Ref. | ___ | ___ |
| ___ Power Claim | ___ | ___ |
| ___ Abstracts | ___ | ___ |

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BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF ERWIN G. AND KATHRYN J. NILSSON)
(CENTRAL OREGON IRRIGATION DISTRICT))
FOR THE APPROVAL OF A CHANGE IN PLACE)
OF USE OF WATER FROM DESCHUTES RIVER)

ORDER APPROVING
TRANSFER NO. 2713

On September 15, 1972, Erwin G. and Kathryn J. Nilsson 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.

29052
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, 1.5 acres in NE¼ NE¼, Section 3, Township 18 South, Range 13 East, W.M., with dates of priority of October 31, 1900 and December 2, 1907, being tabulated in the name of J. C. Allen 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 1.5 acres in SW¼ NE¼, 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 August 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 1.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3, Township 18 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 1.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 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, 1973.

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 shall be issued to the Central Oregon Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon, this 6th day of November, 1972.

/s/ CHRIS L. WHEELER
State Engineer