

City of Keamans  
 Keamans  
 OREGON 97756

2717

**STATUS OF APPLICATION**

Change in Place of Use & Use  
 Date filed Sept. 20, 1972  
 Date of hearing Jan. 2, 1973 ✓  
 Place of hearing Bend, Ore.  
 Date of order 1-8-73 Vol. 22, page 397  
 Date for application of water October 1, 1976  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

*to Survey 11/77*

*Surveyed 9/18/84*

**DESCRIPTION OF WATER RIGHT**

Name of stream Deschutes River  
 Trib. of \_\_\_\_\_ County of Deschutes  
 Use Irrigation <sup>From</sup> \_\_\_\_\_ <sup>To</sup> Municipal  
 Quantity of water \_\_\_\_\_ No. of acres 12.465  
 Name of ditch C01 - Pilot Butte Canal  
 Date of priority Oct. 31, 1900 and Dec. 2, 1907  
 In name of C.O.I. (Various owners)  
Deschutes River Adjudication, Vol. 16, page various  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 29052  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

**FEEES PAID**

Date	Amount	Receipt No.
<u>9-20-72</u>	<u>25.00</u>	<u>30795</u>
<u>9-20-72</u>	<u>45.00</u>	<u>30796</u>
<b>TOTAL . . .</b>		
	<b>Cert. Fee</b>	

**FEEES REFUNDED**

Date	Amount	Check No.
<u>12-5-72</u>	<u>\$ 7.67</u>	<u>Pub. J. Not. 5031</u>

**REMARKS**

12.46 ac irr to Mun Uses T-2477 for Model!

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

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

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

ORDER APPROVING  
TRANSFER NO. 2717

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On September 20, 1972, The Central Oregon Irrigation District filed applications in the office of the State Engineer in the names of George D. Trout, Jr., Mavis L. Creamer & Steven L. Crane, James S. & Hazel B. Kasserma, Charles L. & Lucy Lane, and Chas. E. and Mary S. Lane, Richard Arnett, Paul & Mildred Pool, Joe W. Peden, Chairman, Deschutes County Board of Commissioners, Central Electric Cooperative, Inc., Lester W. Shortreed, John H. & Ola Leisher, Richard and Janet Zalvider, Phillip S. and Diann M. Mitchell, Jim G. & JoAnn Zehner, and John J. and Ruth A. Benson for approval of a change in use of water from Deschutes River, pursuant to the provisions of ORS 540.510 to 540.530.

In the Deschutes River Adjudication proceedings, a water right was established in the name of Central Oregon Irrigation District, with dates of priority of October 31, 1900 and December 2, 1907, for the irrigation of, among other lands, the following lands listed along with the applicants' names:

<u>PRESENT PLACE OF USE</u>	<u>TABULATED IN DECREE IN NAME OF:</u>	<u>APPLICATION FILED IN NAME OF:</u>
0.96 acres in NW¼ SW¼ within Lots 9 to 24, inc., Block 5, Terrebonne Townsite, Section 16, Township 14 South, Range 13 East, W.M.	Jim Hegardt	George D. Trout, Jr., Mavis L. Creamer and Steven L. Crane
2.0 acres in NW¼ NE¼	Jim Kasserma	James S. & Hazel B. Kasserma
0.3 acre in NE¼ SE¼ Lot 22, Fair Acres Addn.	John Fogel Estate	Charles L. & Lucy Lane and Chas. E. & Mary S. Lane

<u>PRESENT PLACE OF USE</u>	<u>TABULATED IN DECREE IN NAME OF:</u>	<u>APPLICATION FILED IN NAME OF:</u>
0.2 acre in NE $\frac{1}{4}$ SE $\frac{1}{4}$ part of Lot 18, Fair Acres Addn., Sec. 9,	F. McCaffery	Charles L. & Luey Lane & Chas. E. & Mary E. Lane
1.0 acre in NW $\frac{1}{4}$ NW $\frac{1}{4}$	Rogers Sanford	Richard Arnett
1.0 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Lot 25, So. Moreland Ac.	O. J. Moore	Paul & Mildred Pool
2.26 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ part of Lot 31, Lot 32, and Lot 33, S. Moreland Acres	H. E. McCumber	Joe W. Peden, Chrm. Deschutes Co. Board of Commissioners
1.0 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Lots 1, 2, & 3 of S. Moreland Acres	Central Oregon Irr. District	Central Electric Cooperative, Inc.
1.0 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16	Marion Gray	Richard Arnett
0.75 acre in NE $\frac{1}{4}$ SE $\frac{1}{4}$	Frank McCaffery	Lester W. Shortreed
0.65 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Lot 6, Block 2, Brown's First Addn.	Leo Beimler	John H. & Ola Leisher
0.24 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$ East $\frac{1}{2}$ of Lot 6, Block 1, Windrow Ac. Section 20	Leo Beimler	Richard & Janet Zalvider
0.25 acre in NW $\frac{1}{4}$ NE $\frac{1}{4}$ part of Lot 9, Block 3 Windrow Acres	Leo Beimler	Phillip S. & Diann M. Mitchell
0.245 acre in NW $\frac{1}{4}$ NE $\frac{1}{4}$ part of Lot 1, Block 3, Windrow Acres	Leo Beimler	Jim G. & JoAnn Zehner
0.61 acre in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Lot 7, Block 2, Windrow Acres, Section 29, Township 15 South, Range 13 East, W.M.	Leo Beimler	John J. & Ruth A. Benson

12-465

The above named applicants propose to transfer the rights for irrigation of the lands listed opposite their names, without loss of priority, to municipal use of the City of Redmond within Sections 4, 9, 10, 14, 15, 16, 17, 19, 20, 21, 22, 23, 26, 27, 29 and 30,

Township 15 South, Range 13 East, and Sections 24 and 25, Township 15 South, Range 12 East, W.M.

The amount of water used for irrigation is limited to the following:

CUBIC FEET PER SECOND PER ACRE AT DIVERSION					
April 1 to May 1	May 1 to May 15	May 15 to Sept. 15	Sept. 15 to Oct. 1	Oct. 1 to Nov. 1	Total Acre Feet per Acre at Diversion During Season
1 c.f.s. to 80 acres	1 c.f.s. to 60 acres	1 c.f.s. to 32.4 acres	1 c.f.s. to 60 acres	1 c.f.s. to 80 acres	9.91 acre feet

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in use of water, if any there were, namely: at the county courthouse in Bend, Oregon, on January 2, 1973, at 9:30 a.m. The notice was published in The Redmond Spokesman, a newspaper printed and having general circulation in Deschutes County, Oregon, for a period of three weeks in the issues of November 8, 15 and 22, 1972. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Thomas E. Hopper, James W. Hopper, and Thomas H. Hopper, contract sellers of lands from which James S. & Hazel B. Kasserman propose to transfer water, has submitted written approval of the change in use.

United States of America, Administrator of Rural Electrification Administration of the U.S. Department of Agriculture, mortgagee of land from which Central Electric Cooperative, Inc., propose to transfer water, has submitted written approval of the change in use.

U. S. National Bank, Redmond Branch, mortgagee of land from which Richard Arnett proposes to transfer water, has submitted written approval of the change in use.

Wm. Riser, Contract seller of lands from which Lester Shortreed proposes to transfer water, has submitted written approval of the change in use.

Department of Veterans' Affairs, Farm and Home Loan Division, mortgagee of land from which John H. and Ola Leisher propose to transfer water, has submitted written approval of the change in use.

U.S. Department of Agriculture, Farmers Home Administration, mortgagee of land from which Richard & Janet Zalvider propose to transfer water, has submitted written approval of the change in use.

U.S. National Bank of Oregon, Redmond Branch, mortgagee of land from which Phillip S. & Diann M. Mitchell propose to transfer water, has submitted written approval of the change in use.

Equitable Savings, a unit of G.A.C. Corporation, mortgagee of land from which Jim G. & JoAnn Zehner propose to transfer water, has submitted written approval of the change in use.

Pacific First Federal Savings and Loan Association, mortgagee of land from which John J. & Ruth A. Benson propose to transfer water, has submitted written approval of the change in use.

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 changes on August 2, 1972.

No objections having been filed and it appearing that the proposed changes in use may be made without injury to existing rights, the applications should be approved.

WATER

(Watermark logo)

NOW, THEREFORE, it hereby is ORDERED that the proposed changes in use of water are approved and the water rights hereinbefore described as appurtenant to the following lands listed.

0.96 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
within Lots 9 to 24, inc.,  
Block 5, Terrebonne Townsite  
Section 16,  
Township 14 South, Range 13  
East, W.M.

2.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$

0.3 acre in NE $\frac{1}{4}$  SE $\frac{1}{4}$ ,  
Lot 22, Fair Acres Addn.

0.2 acre in NE $\frac{1}{4}$  SE $\frac{1}{4}$   
part of Lot 18, Fair Acres  
Addn., Section 9,

1.0 acre in NW $\frac{1}{4}$  NW $\frac{1}{4}$

1.0 acre in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
Lot 25, S. Moreland Acres

2.26 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
part of Lot 31, Lot 32,  
and Lot 33, S. Moreland  
Acres

1.0 acre in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
Lots 1, 2, & 3 of  
S. Moreland Acres

1.0 acre in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 16,

0.75 acre in NE $\frac{1}{4}$  SE $\frac{1}{4}$

0.65 acre in SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Lot 6, Block 2, Brown's  
First Addn.

0.24 acre in SE $\frac{1}{4}$  SE $\frac{1}{4}$   
E $\frac{1}{2}$  of Lot 6, Block 1,  
Windrow Acres, Section 20,

0.25 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$   
part of Lot 9, Block 3,  
Windrow Acres

0.245 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$   
part of Lot 1, Block 3,  
Windrow Acres

0.61 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$   
Lot 7, Block 2,  
Windrow Acres, Section 29  
Township 15 South,  
Range 13 East, W.M.

with dates of priority of October 31, 1900, and December 2, 1907, for irrigation purposes, be severed therefrom and simultaneously and without loss of priority, transferred to municipal use of the City of Redmond within Sections 4, 9, 10, 14, 15, 16, 17, 19, 20, 21, 22, 23, 26, 27, 29, and 30, Township 15 South, Range 13 East, and Sections 24, and 25, Township 15 South, Range 12 East, W.M.

It is FURTHER ORDERED that complete application of water to the proposed use shall be completed on or before October 1, 1976.

WATER

(Watermark logo)

It is FURTHER ORDERED that the quantity of water diverted for municipal purposes shall not exceed the following, to-wit:

CUBIC FEET PER SECOND AT DIVERSION					
April 1 to May 1	May 1 to May 15	May 15 to Sept. 15	Sept. 15 to Oct. 1	Oct. 1 to Nov. 1	Total Acre Feet at Diversion During Season
0.156	0.208	0.385	0.208	0.156	123.53

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 8th day of January, 1973.

/s/ CHRIS L. WHEELER  
State Engineer

RECEIVED  
DEC 1 1972  
STATE ENGINEER  
SALEM, OREGON

AFFIDAVIT OF PUBLICATION

STATE OF OREGON }  
County of Deschutes, } ss.

I, Robert K. Moody, being first  
duly sworn, depose and say that I am the ~~owner~~ editor, publisher,

~~owner~~ of The Redmond Spokesman, a  
newspaper of general circulation, as defined by ORS 193.010, printed  
and published at Redmond, Oregon, in the aforesaid county and state;  
and that the Notice of Filing Application for a

Change in use of water

a printed copy of which is hereto annexed, was published in the entire  
issue of said newspaper for 3 successive and consecutive  
weeks in the following issues.

November 8, 1972

November 15, 1972

November 22, 1972

Robert K. Moody

Subscribed and sworn to before me this 23rd day of

November, 1972

Allyson J. Aldous  
Notary Public for Oregon.

My Commission expires August 24, 1975

NOTICE OF FILING APPLICATION FOR A  
CHANGE IN USE OF WATER

Notice is given hereby that the Central Oregon  
Irrigation District has filed applications in the  
names of Richard Arnett, John H. and Ola  
Leisher, Lester W. Shortreed, James S. and  
Hazel B. Kasserman, Paul and Mildred Pool,  
Deschutes County Board of Commissioners,  
Central Electric Cooperative, Inc., Charles L.  
and Lucy Lane, Chas. E. and Mary S. Lane,  
George D. Trout, Jr., Mavis L. Creamer, Steven  
L. Crane, Richard and Janet Zalvider, Phillip S.  
and Diann M. Mitchell, Jim G. and JoAnn  
Zehner, and John L. and Ruth A. Benson for the  
approval of changes in use of water from  
Deschutes River.

In the Deschutes River Adjudication  
proceedings, a water right was established in the  
name of Central Oregon Irrigation District for  
the irrigation of, among other lands, 0.96 acres in  
NW 1/4 SW 1/4, Section 16, Township 14 South,  
Range 13 East, 2.0 acres in NW 1/4 NE 1/4, 0.5 acres  
in NE 1/4 SE 1/4, Section 9, 1.0 acres in NW 1/4 NW 1/4,  
4.26 acres in NW 1/4 SW 1/4, 1.0 acres in SW 1/4 SW 1/4,  
Section 16, 0.75 acres in NE 1/4 SE 1/4, 0.89 acres in  
SE 1/4 SE 1/4, Section 20, and 1.105 acres in NW 1/4  
NE 1/4, Section 29, Township 15 South, Range 13  
East, W.M., with dates of priority of October 31,  
1900 and December 2, 1907.

The applicants herein propose to change the  
use of water from irrigation of the above lands,  
without loss of priority, to municipal use by the  
City of Redmond within Sections 4, 9, 10, 14, 15,  
16, 17, 19, 20, 21, 22, 23, 26, 27, 29, and 30, Township  
15 South, Range 13 East, W.M., and Sections 24,  
and 25, Township 15 South, Range 12 East, W.M.

All persons interested are notified hereby that  
a hearing will be held at the county courthouse at  
Bend, Oregon, on January 2, 1972, at 9:30 a.m.  
All objections to the proposed change, if any  
there are, will be heard at said time and place.  
Any and all objections shall be prepared in  
writing, one copy to be served on Central Oregon  
Irrigation District, P.O. Box 548, Redmond,  
Oregon, and one copy filed with the State  
Engineer, Salem, Oregon, together with a \$5  
filing fee at least 10 days prior to the date set for  
hearing. If no objections are filed, the ap-  
plications may be approved by the State  
Engineer without a hearing. Administrative  
rules pertaining to the filing of a protest will be  
furnished by the State Engineer upon request.

Dated at Salem, Oregon, this 31st day of Oc-  
tober, 1972.

CHRIS L. WHEELER  
State Engineer

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24