

2907  
 (W) Dennis L. & Catherine L. Barclay  
 La. Kedge, Ore.

2907

**STATUS OF APPLICATION**

Change in Place of Use  
 Date filed Oct. 23, 1973  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 6/11/74 Vol. 24, page 491  
 Date for application of water 10-1-74  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

Survey R

**DESCRIPTION OF WATER RIGHT**

Name of stream Deschutes River  
 Trib. of \_\_\_\_\_ County of Lane  
 Use Irrigation  
 Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_  
 Name of ditch \_\_\_\_\_  
 Date of priority Oct. 31, 1900 + Dec. 2, 1907  
 In name of Central Oregon Irrigation Dist.  
 \_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. \_\_\_\_\_  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

HB 3111

**FEES PAID**

Date	Amount	Receipt No.
<u>10-23-73</u>	<u>25.00</u>	<u>37121</u>
<b>TOTAL . . .</b>		
	<b>Cert. Fee</b>	

**FEES REFUNDED**

Date	Amount	Check No.

**REMARKS**

See T-R-101

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

795

BEFORE THE STATE ENGINEER OF OREGON

Crook County

IN THE MATTER OF THE APPLICATION )  
OF DENNIS L. AND CATHERINE L. BARCLAY )  
(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. 2907

On October 23, 1973, Dennis L. and Catherine L. Barclay 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 irrigation of, among other lands, 12.5 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 2, Township 18 South, Range 12 East, W.M., with dates of priority of October 31, 1900 and December 2, 1907. By an order entered June 28, 1968, the right was transferred to the irrigation of, among other lands, 2.0 acres in the W $\frac{1}{2}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 2, Township 18 South, Range 12 East, W.M., and proof to the satisfaction of the State Engineer of the irrigation of the 2.0 acres was submitted. 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 applicants herein propose to transfer the water right appurtenant to 2.0 acres in the W $\frac{1}{2}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 2, Township 18 South, Range 12 East, W.M., without loss of priority, to 2.0 acres in the E $\frac{1}{2}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 2, Township 18 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 only.

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 3, 1973.

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 2.0 acres in the  $W\frac{1}{2}$   $SE\frac{1}{4}$   $SW\frac{1}{4}$ , Section 2, Township 18 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 2.0 acres in the  $E\frac{1}{2}$   $SE\frac{1}{4}$   $SW\frac{1}{4}$ , Section 2, Township 18 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, 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, certificate of water right shall be issued to Central Oregon Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon, this 11th day of June, 1974.

/s/ CHRIS L. WHEELER  
State Engineer