

3288 Raymond C. & Patricia J. Dam  
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 COI or

3288

**STATUS OF APPLICATION**

Change in place of use  
 Date filed 8-1-75  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 10-17-75 Vol. 26, page 120  
 Date for application of water 10-1-76 Ext to 10-1-85  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

**DESCRIPTION OF WATER RIGHT**

Name of stream Deschutes R.  
 Trib. of \_\_\_\_\_ County of Deschutes  
 Use irrigation  
 Quantity of water \_\_\_\_\_ No. of acres 7<sup>e</sup>  
 Name of ditch Central Oregon Canal  
 Date of priority Oct. 31, 1900 & Dec. 2, 1907  
 In name of Central Oregon Irrigation District  
Deschutes River Adjudication, Vol. 16, page 65  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 29052  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

**FEEES PAID**

Date	Amount	Receipt No.
8-1-75	25.00	48735
1-22-76	5.00	51163
TOTAL . . .		
	Cert. Fee	

**FEEES REFUNDED**

Date	Amount	Check No.

To Survey 11-21-85

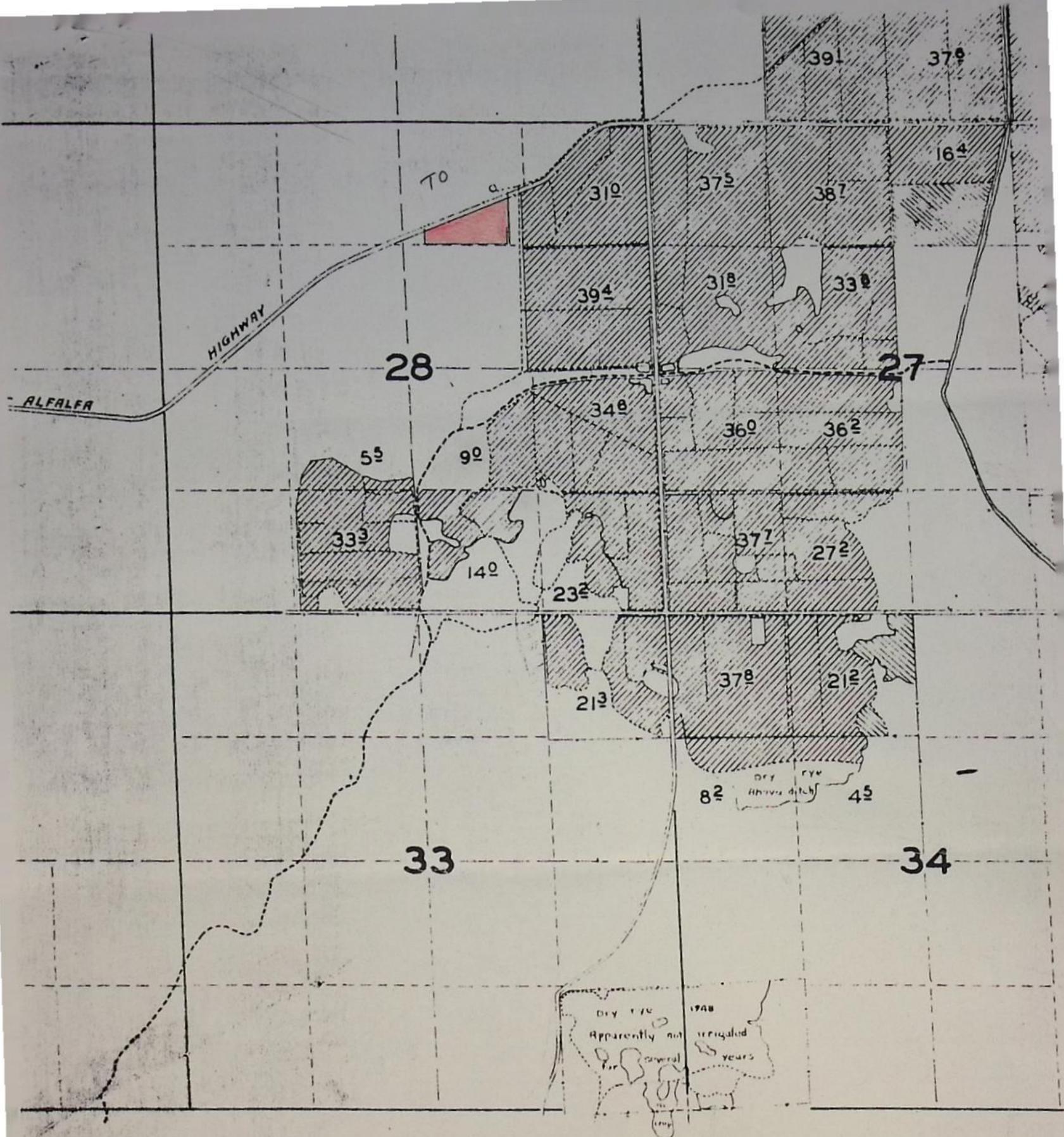
Survey 2-79

Surveyed 9/11/84 (D.V.A.)

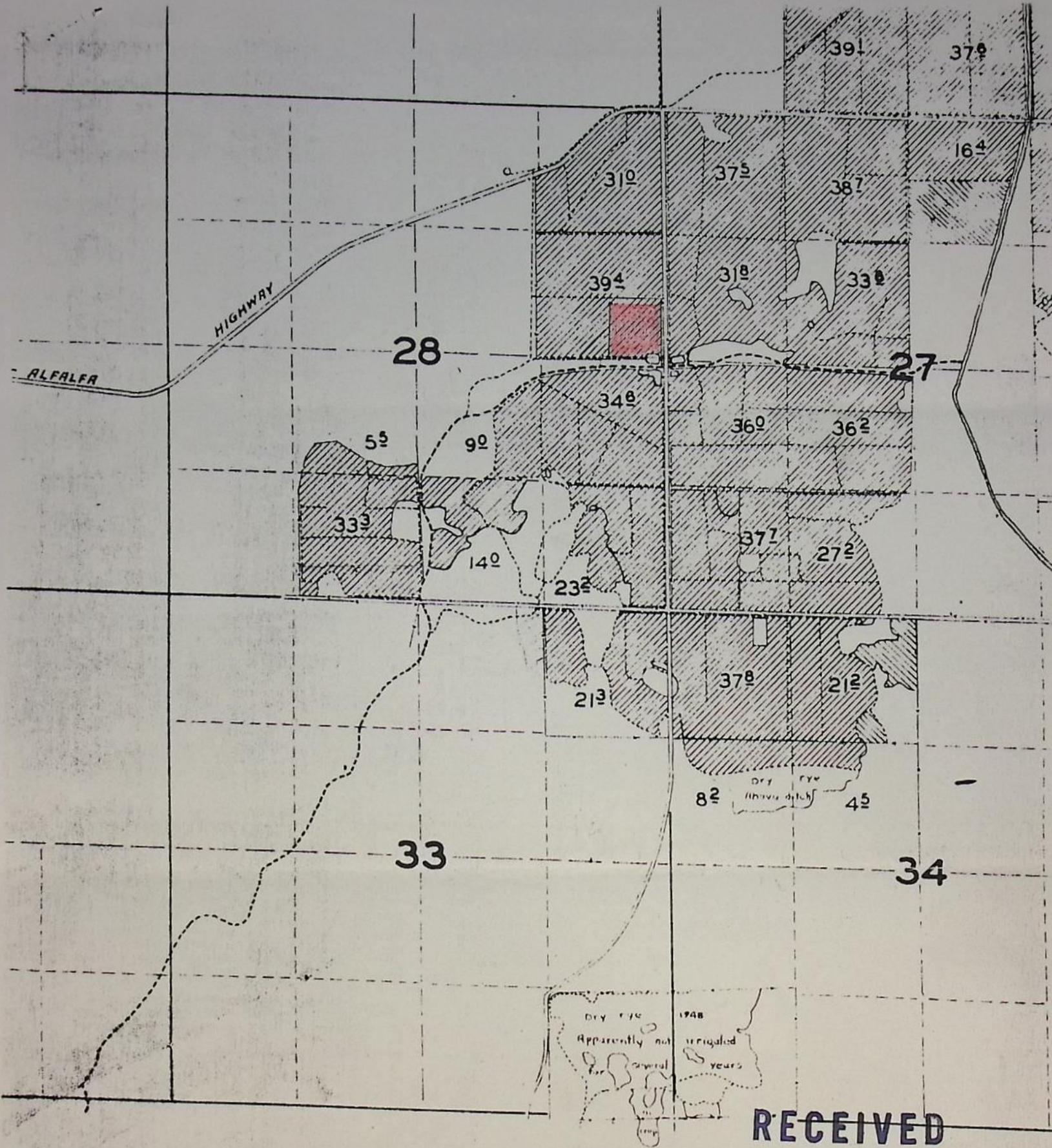
**REMARKS**

\_\_\_\_\_  
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TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/>	Name	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Stream	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Pt. of Div.	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Calendar	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Twp. & Rgn.	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Decree-ent	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Decree-able	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Cert. of W.R.	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Per. order	<input type="checkbox"/>
<input type="checkbox"/>	Chaindex	<input type="checkbox"/>
<input type="checkbox"/>	Cross Ref.	<input type="checkbox"/>
<input type="checkbox"/>	Power Claim	<input type="checkbox"/>
<input type="checkbox"/>	Abstracts	<input type="checkbox"/>



**RECEIVED**  
 AUG 1 1975 T-3288  
 WATER RESOURCES DEPT.  
 SALEM, OREGON



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 AUG 1 1975  
 WATER RESOURCES DEPT.  
 SALEM, OREGON

T-3288

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF )  
RAYMOND C. AND PATRICIA J. DAMM )  
(CENTRAL OREGON IRRIGATION DISTRICT) )  
FOR THE APPROVAL OF A CHANGE IN PLACE )  
OF USE OF WATER FROM DESCHUTES RIVER X

ORDER APPROVING  
TRANSFER NO. 3288

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On August 1, 1975, Raymond C. and Patricia J. Damm filed an application in the office of the Water Resources Director 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 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, 7.0 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 28, Township 17 South, Range 14 East, W.M., being tabulated in the name of J. C. McCrea, with dates of priority of October 31, 1900, and December 2, 1907, 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. These lands are irrigated by means of the Central Oregon Canal.

The applicants herein, owners of the lands above described, propose to transfer the water right therefrom, without loss of priority, to 7.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 28, Township 17 South, Range 14 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 June 4, 1975.

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 7.0 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 28, Township 17 South, Range 14 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 7.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 28, Township 17 South, Range 14 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1976.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the Water Resources Director 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 17th day of October, 1975.

JAMES E. SEXSON  
Director

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NOV 19 1985

WATER RESOURCES DEPT  
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use of water

point of diversion of water

use heretofore made of water

Under the Terms of TRANSFER APPLICATION 3288

I, Paul Godfrey & Pam Godfrey USED the water as provided by the  
(print name)

order of the Water Resources Director approving said water right transfer application

BY Sure, 19 85

Description of the land on which I use water: 25451 Alfalfa MKT. Rd  
Bend, Oregon - NW 1/4 - NE 1/4, sect. 28, township 17 S., Range 14  
east of Willamette Meridian, Desch. Co.

11/17/85  
(date)

Paul Godfrey & Pamela Godfrey  
(signature)

17095 Hermosa Rd - Bend 97707  
(address)

(Mail to the Water Resources Department, Salem, Oregon 97310)



RECEIVED

JAN 21 1984  
WATER RESOURCES DEPT  
SALEM, OREGON

Info: Mr. Petersen, neighbor & personal observation

This place was vacated 2 yrs. ago. They had a sprinkler system & irrigated small pasture in front of property.

Appears that area near house was irrigated & possibly area between arena & ditch (alfalfa still growing). Western part of property does not appear to have been cleared.

Tib: 179-1182

9-11-84

Seslie Olson

WRE

F-25451

Transfer 3288

APPLICATION FOR EXTENSION OF TIME  
FOR TRANSFER OF WATER RIGHT

RECEIVED

OCT 10 1984

WATER RESOURCES DEP  
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, State of Oregon, Dept. Of Veterans' Affairs  
(Name of Applicant)  
of 700 Summer St. NE, SALEM  
(Mailing Address) (City)  
State of OREGON, 97310, \_\_\_\_\_  
(Zip Code) (Phone Number)

do hereby make application for an extension of time within which to complete a change in:

( ) point of diversion (X) place of use ( ) use heretofore made

of water under the terms of an order of the Water Resources Director entered  
on Oct. 17, 1975, approving Transfer 3288, in the name  
of Raymond C. & Patricia J. Damm (V. 26 p.120)  
for 7<sup>0</sup> Ac in the NW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>, Sec. 28, T. 17S., R. 14E, W.M.

(give location of your property, as shown on the order approving the transfer)

THE FOLLOWING HAS BEEN accomplished toward completion of the change within the time  
allowed, which expired on October 1, 1976:

3 acres along the east side of property has been  
cleared, seeded and flood irrigated.

(if for irrigation, how many acres, total, are now irrigated)

TO FULLY COMPLETE the change, it will be necessary to accomplish the  
following: It will be necessary to clear, seed and irrigate  
4 more acres.

I AM UNABLE TO COMPLETE the change under the terms of the order, within the time allowed,  
because The State of Oregon, Dept. Of Veterans' Affairs became  
owners of this property, through our foreclosure <sup>process</sup> on August 9,  
1984. We have not had time to complete work and request that the  
time for completion be extended to October 1, 1985.

Regina P... FOR THE DEPT OF VET. AFFAIRS.  
(signature of applicant)

MAIL COMPLETED APPLICATION AND FEE IN THE AMOUNT OF \$100 TO:  
WATER RESOURCES DEPARTMENT  
Mill Creek Office Park  
555 13th Street, NE  
Salem, Oregon 97310

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T-3288

AUG 1 1975  
WATER RESOURCES DEPT.  
SALEM, OREGON

### Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Raymond C. Damm and Patricia J. Damm  
(Name of applicant)

of Bend  
(Postoffice), County of Deschutes

State of Oregon, do hereby make application for change

in place of use

(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is Deschutes River  
(Name of stream)

2. The use to which the water is applied is irrigation  
(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is Central Oregon Canal

4. The point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the \_\_\_\_\_  
(N. or S.) (E. or W.)

corner of \_\_\_\_\_ being within the \_\_\_\_\_  
(Section or subdivision)

of Section \_\_\_\_\_ Tp. \_\_\_\_\_ R. \_\_\_\_\_ W. M., in the County of \_\_\_\_\_  
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
17	14	28				7												

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? Yes  
(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes

8. What is the date of priority of your water right? Oct. 31, 1900 and Dec. 2, 1907

9. Was your water right acquired by State Engineer's Permit? No If so, give number  
(Yes or No)

of permit \_\_\_\_\_

10. Do you hold a water right certificate? **No** If so, give number of certificate 29052  
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?  
**Yes** If so, give title of proceedings Adjudication of the Deschutes River  
(Yes or No)

12. Is the water right recorded in your name? **No.** J.C. McCrea, Page 65 of decree  
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
17	14	28		7														

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located ..... ft. .... and ..... ft. .... from the .....  
(N. or S.) (E. or W.)  
 corner of ..... being within the ..... of Section ..... Tp. .... R. .... W. M.,  
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)  
 in the county of ..... The name of the ditch to be used is .....

15. Are you the owner of the land on which the proposed point of diversion is to be located? **Yes**

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

17. Are there any diversions between your present point of diversion and the proposed point of diversion? .....

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? **Yes**  
(Answer Yes or No)

19. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
None		

20. Reasons for the proposed changes are **More beneficial use**

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 WATER RESOURCES DEPT.  
 1982

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

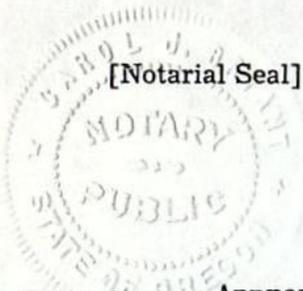
County of Deschutes } ss.

I, Raymond C. Damm and Patricia J. Damm, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

Raymond C. Damm
Patricia J. Damm
(Name of applicant)

Subscribed and sworn to before me this 16th day of July, 1975.



Carol Bryant
NOTARY PUBLIC FOR OREGON

My commission expires 7-28-75

Remarks Approved by the Board of Directors of the Central Oregon Irrigation District at a regular meeting held June 4, 1975.

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.