

3325 *Wan. Francovich, Jr*  
*Redmond*  
*Or 97756*

3325

**STATUS OF APPLICATION**

Change in place of use  
 Date filed 12-15-75  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 2-9-76 Vol. 26, page 382  
 Date for application of water 10-1-76  
 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 8<sup>25</sup>  
 Name of ditch Pilot Beetle Canal  
 Date of priority Oct. 31, 1900 & Dec. 2, 1907  
 In name of Central Oregon Irrigation District \*  
Deschutes Riv. Adjudication, Vol. 16, page 148  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 29052  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

**FEES PAID**

Date	Amount	Receipt No.
<u>12-15-75</u>	<u>25.00</u>	<u>50684</u>
<u>1-22-76</u>	<u>5.00</u>	<u>51168</u>
TOTAL . . .		
	Cert. Fee	

**FEES REFUNDED**

Date	Amount	Check No.

*to survey 2/78*

*Surveyed 9/7/84 (Hall)*

*\* Tabulated in name of: Central Oregon Irrigation District and L. A. Gregg*

**REMARKS**

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

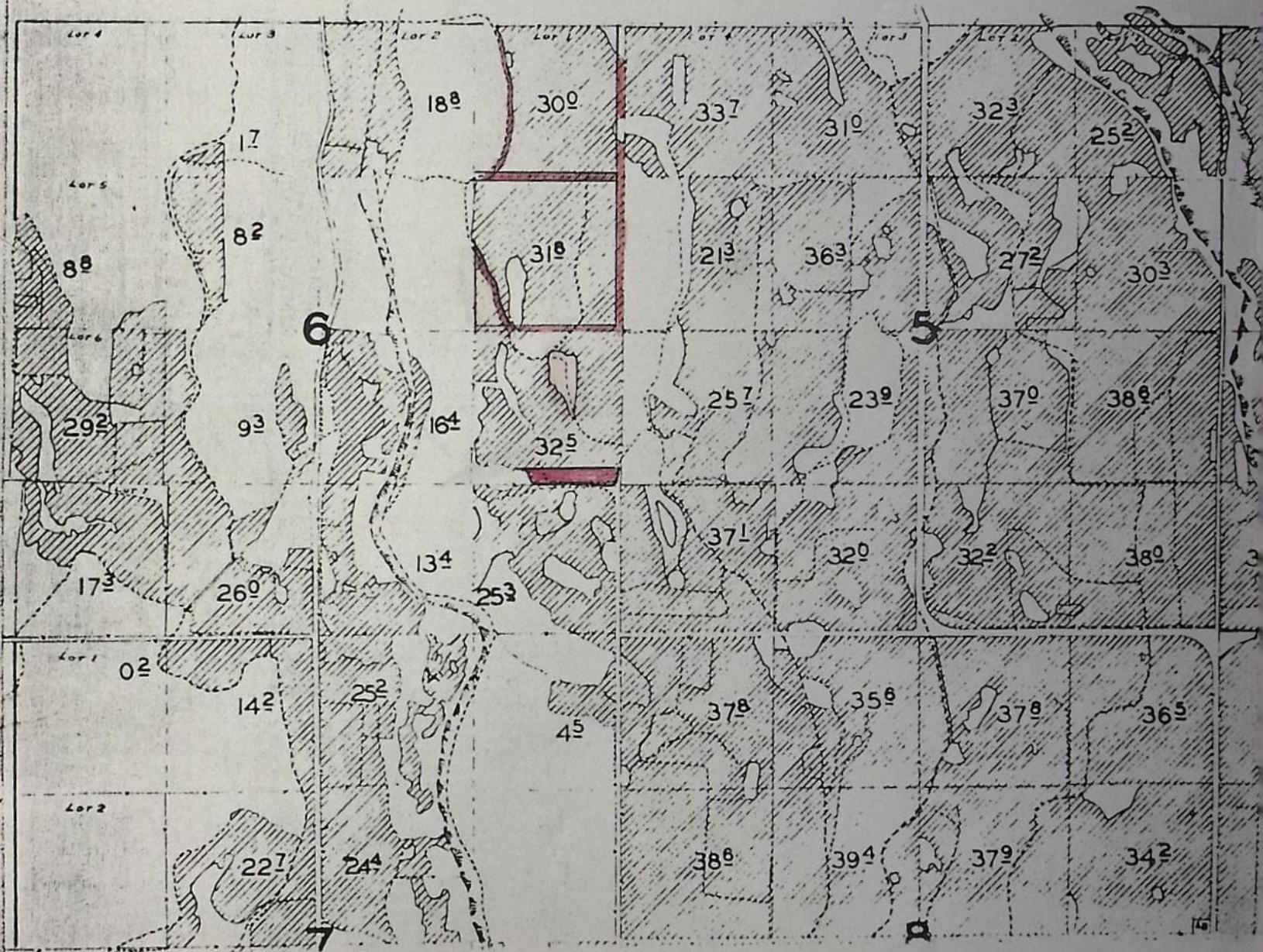
T-3335

TOWNS

RECEIVED

DEC 15 1975

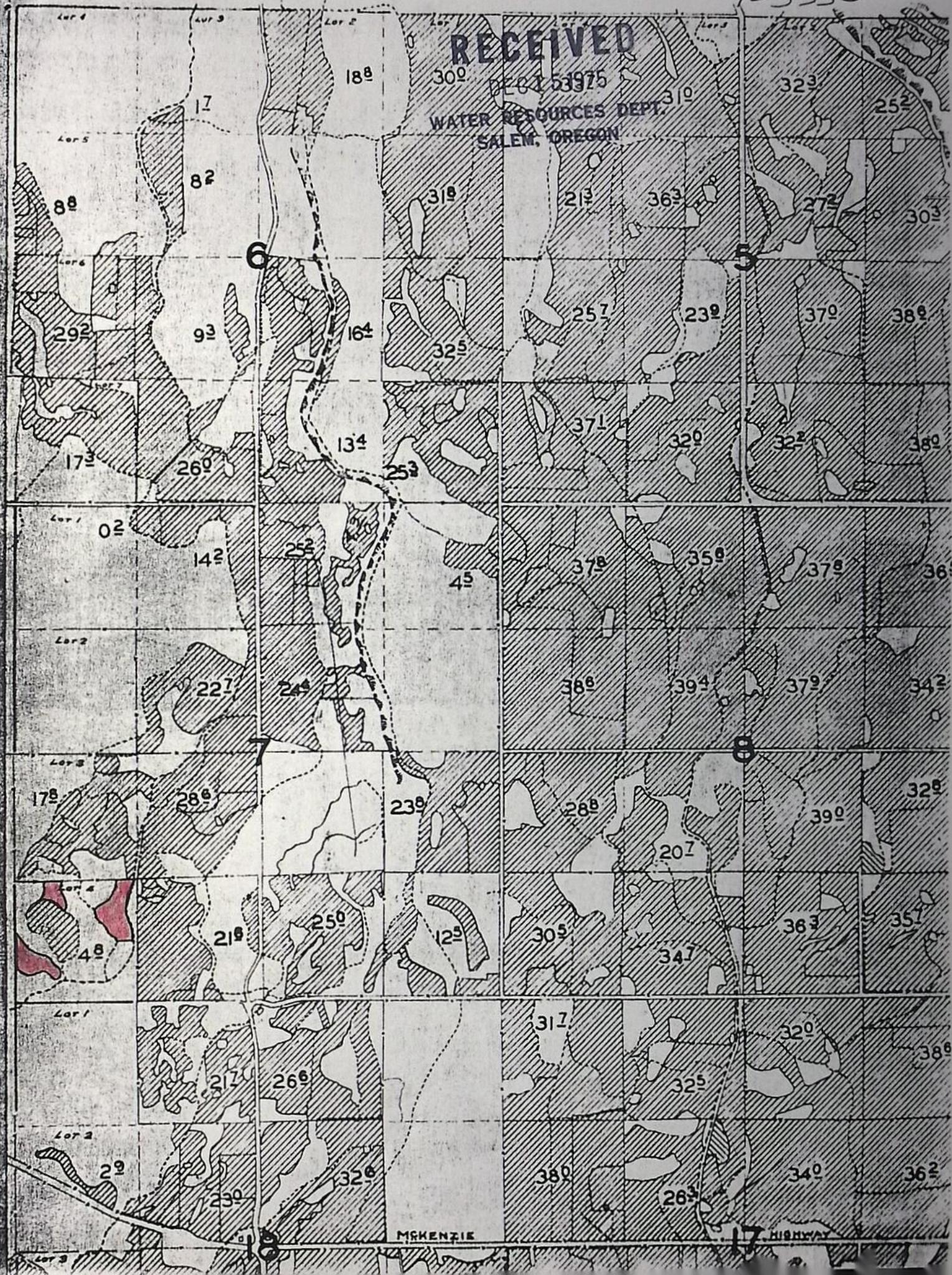
WATER RESOURCES DEPT.  
SALEM, OREGON



7-3335

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20153975  
WATER RESOURCES DEPT.  
SALEM, OREGON



MCKENZIE

17 HIGHWAY

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF )  
IVAN IVANCOVICH, JR. (CENTRAL )  
OREGON IRRIGATION DISTRICT) FOR THE )  
APPROVAL OF A CHANGE IN PLACE OF USE )  
OF WATER FROM DESCHUTES RIVER )

ORDER APPROVING  
TRANSFER NO. 3335

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On December 15, 1975, Ivan Ivancovich, Jr. 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, 1.92 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$ , 3.33 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , being tabulated in the name of L.A. Gregg and 3.0 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , being tabulated in the name of Central Oregon Irrigation District all in Section 6, Township 15 South, Range 13 East, W.M., 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 Pilot Butte Canal.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 8.25 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 7, Township 15 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 October 1, 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 1.92 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$ , 3.33 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  and 3.0 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 6, Township 15 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 8.25 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 7, Township 15 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, 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 9th day of February, 1976.

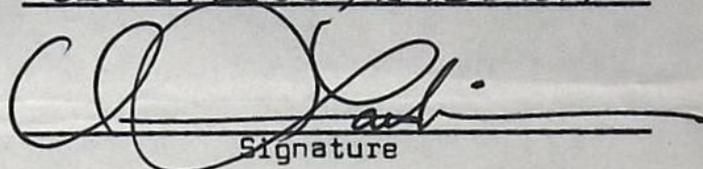
/s/ JAMES E. SEXSON  
Director

NOTICE OF COMPLETE APPLICATION  
OF WATER TO BENEFICIAL USE

Transfer No. 3335

I, DEAN LARKIN hereby certify that  
on April 15<sup>th</sup>, 1976, the water has been applied to the  
lands to which the water right was transferred by an order of the ~~State~~ <sup>Water Resources Director</sup>  
~~Engineer~~ dated 2-9-76, approving an application for a  
change in place of use of water from I. IVANCOVICH  
SEC. 6, T. 15 S., R. 13 E. W. 1.

1-5-78  
Date

  
Signature

RECEIVED  
JAN 24 1978  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
DEC 15 1975  
WATER RESOURCES DEPT.  
SALEM, OREGON

# Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Ivan Ivancovich Jr.  
(Name of applicant)

of Redmond, County of Deschutes  
(Postoffice)

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 Pilot Butte 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	
15	13	6	1.92			3.33											3.0		

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 of permit \_\_\_\_\_  
(Yes or No)

\* 3.0 ac in NE 1/4 SE 1/4 under G.O.I.D. Supplemental / Page 148  
1.92 ac in NE 1/4 NE 1/4 under L.A. Gregg page 105  
3.33 ac in SE 1/4 NE 1/4 under L.A. Gregg page 105

10. Do you hold a water right certificate? No If so, give number of certificate .....  
(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) COID Supplemental - Page 145-C Page (148)

12. Is the water right recorded in your name? NO. L.A. Gregg, Page 105 and Transfer B-201  
(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 $\frac{1}{4}$
15	13	7																8.25

(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? .....

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

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Deschutes } ss.

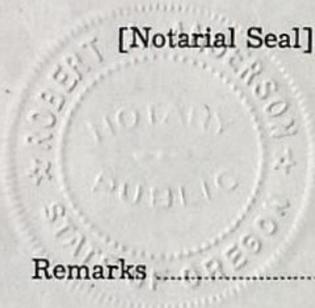
I, Ivan Ivancovich Jr., the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 15th day of August, 1975.

[Signature of Ivan Ivancovich Jr.] (Name of applicant)

Subscribed and sworn to before me this 15th day of August, 1975.

[Signature of Robert L. Anderson] NOTARY PUBLIC FOR OREGON



My commission expires August 24, 1975.

Remarks Approved by the Board of Directors at the regular meeting of the Central Oregon Irrigation District held October 1, 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.

