

3114 Allen B. & Violet I. Wilcox  
Bend, Oregon  
COF Oregon

3114

**STATUS OF APPLICATION**

Change in place of use  
 Date filed 8-16-74  
 Date of hearing —  
 Place of hearing —  
 Date of order 7-2-76 Vol. 27, page 289  
 Date for application of water 10-1-77  
 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 1<sup>0</sup>  
 Name of ditch Central Oregon Canal  
 Date of priority Oct 21, 1900 + Dec 2, 1907  
 In name of Kelner L. Lowe  
Deschutes R. Adjudication, Vol. 16, page 60  
 App. No. — Per. No. — Cert. No. 29052  
 Certificate cancelled —  
 Notation made on record by —

**FEES PAID**

Date	Amount	Receipt No.
8-16-74	25.00	42531
TOTAL . . .		
	Cert. Fee	

**FEES REFUNDED**

Date	Amount	Check No.

*to survey 5/78*

**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 checked="" 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 sale		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/> Cert. of W/R		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Per. order		<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Chaindex		<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"/>	

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BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION )  
OF ALLEN B. AND VIOLET I. WALLACE )  
(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. 3114

On August 16, 1974, Allen B. and Violet I. Wallace 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.

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 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, 1.0 acre in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 32, Township 17 South, Range 13 East, W.M., being tabulated in the name of Robert L. Lowe, 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, contract purchasers of the lands above described, propose to transfer the water right therefrom, without loss of priority, to 1.0 acre in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 32, Township 17 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 7, 1974.

William Bunting and James Merrill, contract sellers of the lands Allen B. Wallace and Violet I. Wallace propose to transfer the water right from, have submitted written approval of the change in place of use.

No objection 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 1.0 acre in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 32, Township 17 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 1.0 acre in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 32, Township 17 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, 1977.

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 2nd day of July, 1976.

/s/ JAMES E. SEXSON  
Director