

3329  
 601  
 Use + Unnette Andrews  
 Powell Butte,  
 or

3329

**STATUS OF APPLICATION**

Change in place of use  
 Date filed 4-9-76  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 9-28-76 Vol. 27, page 472  
 Date for application of water 10-1-77  
 Proof mailed 7-27-87  
 Proof received Oct 18, 1988  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

**DESCRIPTION OF WATER RIGHT**

Name of stream Deschutes R  
 Trib. of \_\_\_\_\_ County of Crook  
 Use irrigation  
 Quantity of water \_\_\_\_\_ No. of acres 10<sup>0</sup>  
 Name of ditch COC  
 Date of priority Oct 31, 1900 & Dec 2, 1907  
 In name of Central Oregon Irrig. District  
Deschutes Riv. Adjudication, Vol. 16, page 40  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 29052  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by duplicate card

**FEES PAID**

Date	Amount	Receipt No.
<u>4-9-76</u>	<u>30.00</u>	<u>52445</u>
<b>TOTAL . . .</b>		
	<b>Cert. Fee</b>	

**FEES REFUNDED**

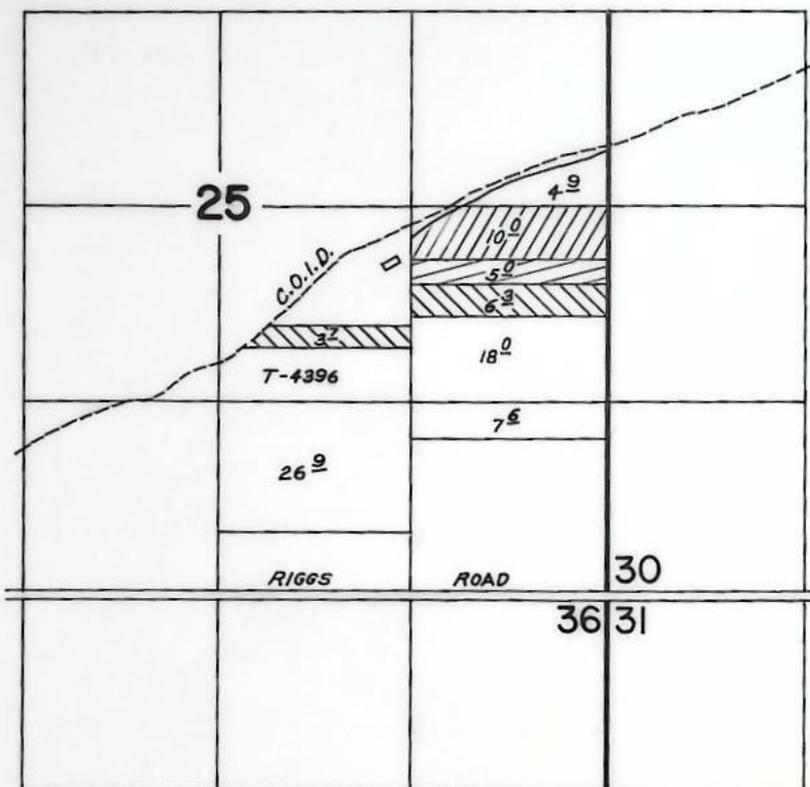
Date	Amount	Check No.

**REMARKS**

Surveyed 4/25/84  
T-6188 Δ POU Sp. Or. V. 43 p. 143  
— finish —

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. & Rgn.	<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/R	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Per. Folder	<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 checked="" type="checkbox"/> Abstracts	<input checked="" type="checkbox"/>	<input type="checkbox"/>

# T.15S., R.14E., W.M.



SCALE: 1" = 1320'

## FINAL PROOF SURVEY UNDER



  
 TRANSFER NO. 3389, 4710, & 4716  
 Application No. .... Permit No. ....  
 IN NAME OF

..... DALE LANDRUS / C.O.I.D. ....

Surveyed APRIL 25, 1984, by LESLIE OLSON...

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Crook County

IN THE MATTER OF THE APPLICATION  
OF DALE AND ANNETTE LANDRUS (CENTRAL  
OREGON IRRIGATION DISTRICT) FOR THE  
APPROVAL OF A CHANGE IN PLACE OF USE  
OF WATER FROM DESCHUTES RIVER

ORDER APPROVING  
TRANSFER NO. 3389

On April 9, 1976, Dale and Annette Landrus 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, 10.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 25, Township 15 South, Range 14 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 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 10.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 25, Township 15 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 February 4, 1976.

Vernon and Sylvia A. Pura, mortgagee and title holder of the lands from which Dale and Annette Landrus propose to transfer the water right, 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 10.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 25, Township 15 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 10.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 25, Township 15 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, 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 28th day of September, 1976.

/s/ JAMES E. SEXSON  
Director

RECEIVED  
OCT 16 1988  
WATER RESOURCES DEPT.  
SALEM, OREGON

STATE OF OREGON

COUNTY OF CROOK

PROOF OF APPROPRIATION OF WATER

Name: DALE LANDRUS

Address: Route 1, Box 353, Powell Butte, Oregon 97753

c/o Central Oregon Irrigation District, Bob Anderson, Asst. Manager

P.O. Box 548, Redmond, Oregon 97756

Source of Supply: Deschutes River and Crane Prairie Reservoir

Tributary of: Columbia River

Transfers: 3389, 4396

Priority Dates: October 31, 1900, December 2, 1907 and February 28, 1913

Use: Irrigation of 20.0 acres

Location and Point of Diversion: Central Oregon Canal

The description of land given below and as shown on the attached map corresponds to that found to be irrigated:

10.0 acres NW 1/4 SE 1/4 (T-4396)

3.7 acres NW 1/4 SE 1/4 (T-3389)

6.3 acres NE 1/4 SE 1/4 (T-3389)

Section 25

Township 15 South, Range 14 East, WM

I have read the above and foregoing proof of appropriation of water defining the extent of use of water under the change in place of use approved by the order of the Water Resources Director entered September 28, 1976 and March 12, 1980; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 17<sup>th</sup> day of Oct., ~~1987~~ 1988

Dale Landrus  
Legal owner of the above described lands

4-25-84  
ISS-14E  
LGO

1d2 d3

REPORT ON INSPECTION UNDER  
TRANSFER OF WATER RIGHT FOR  
CHANGE IN PLACE OF USE FROM DESCHUTES RIVER

548-8762

CDID

Transfer No. 3389 County Crook

1. Name Dale and Annette Landrus Address Powell Butte, Oregon

2. Source of Supply Deschutes River, Trib. of \_\_\_\_\_

3. Amount of Water \_\_\_\_\_ Priority Date October 31, 1900 and December 2, 1907

4. Use irrigation of 10.00 AC

5. Proposed Point of Diversion \_\_\_\_\_

6. Place of Use

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
<del>15 S.</del>	<del>14 E.</del>	<del>25</del>	<del>NW SE</del>	<del>10.0</del>
15 S	14 E	25	NE SE	6.3 AC
"	"	"	NW SE	3.7 AC
				<del>10.0 AC</del>
15 S	14 E	25	SE NE	7.9 OVER ACREAGE
"	"	"	NE SE	78.0 OVER ACREAGE
"	"	"	SW SE	26.9 " "
			SE SE	7.6 " "
				<del>57.4 OVER ACREAGE</del>

~~15<sup>e</sup> CT-29052~~ ✓  
10<sup>e</sup> T-3389 ✓  
10<sup>e</sup> T-4396 ✓

Info: Dale Lamolues

Crop: Grass & Alfalfa hay

Hds: 60 at a time - wheel lines  
RB30's - all diff sizes.

5" mainline Has about 30 hand lines -  
uses to get corners

Pump: 40 hp Century 3XZ 70 psi(?)

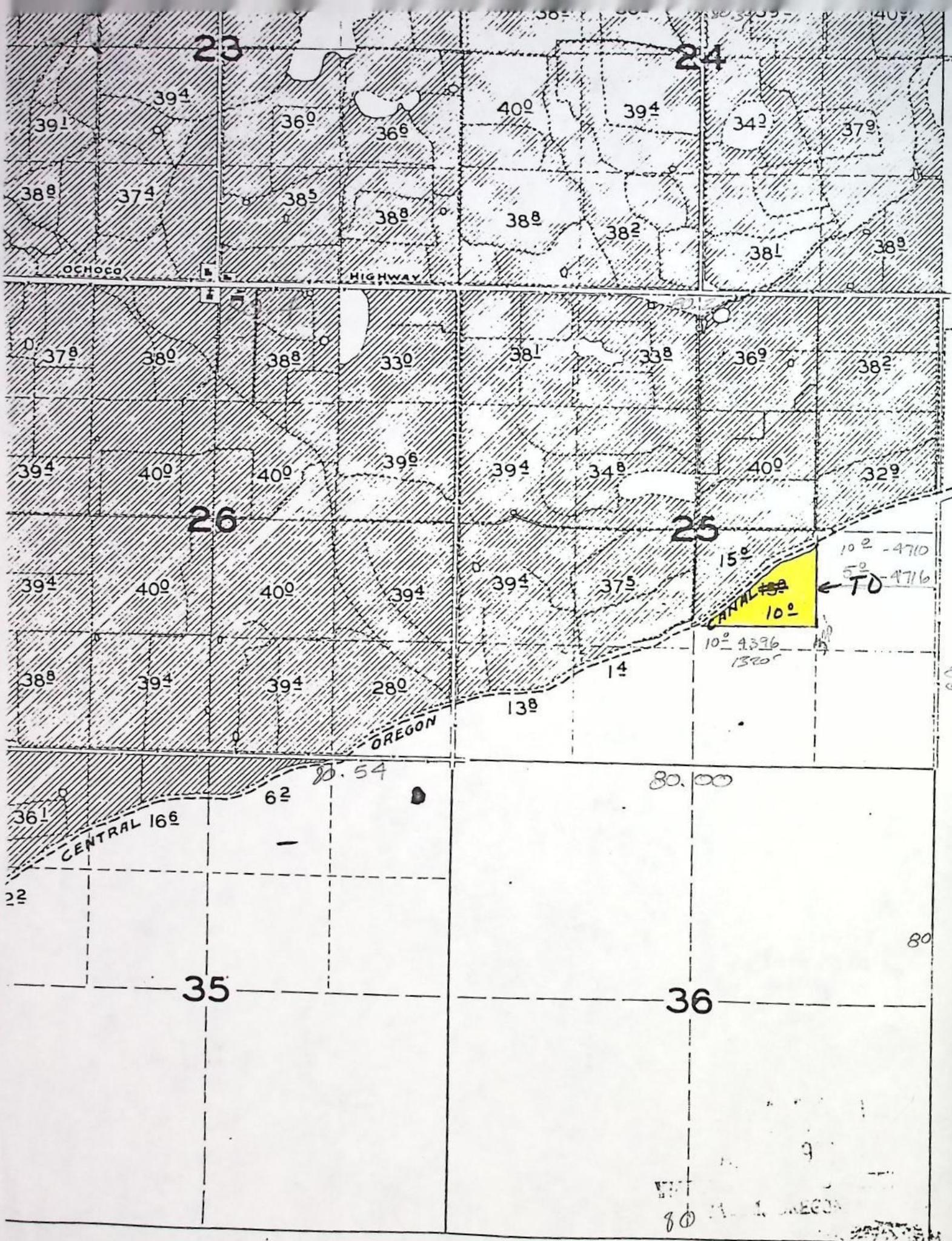
Remarks: own east 1/2 of Sec. 25. Run cattle in winter.

These transfers cover lands south of canal. Cut out a corral area  
in NW corner

See transfers: 4716-5<sup>e</sup>  
4710-10<sup>e</sup>  
4396-10<sup>e</sup>

Tb: 155-14E

4-25-84  
Jessie Oram  
WRE



T. 3389

NOTICE OF COMPLETE APPLICATION  
OF WATER TO BENEFICIAL USE

Transfer No. 3389

I, DALE LARDENS hereby certify that  
on September 1, 19~~77~~<sup>76</sup>, the water has been applied to the lands to  
which the water right was transferred by an order of the State Engineer  
dated September 28, 1976 approving an application for a change in place  
of use of water from NW NE Sec. 25 T. 15S. R. 14.

January 13, 1978  
Date

Dale Lardens  
Signature

RECEIVED  
JAN 24 1978  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
APR 9 1976  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
APR 30 1976  
WATER RESOURCES DEPT  
SALEM, OREGON

### Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, We, Dale and Annette Landrus (Name of applicant)

of Powell Butte (Postoffice), County of Crook

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. (N. or S.) and \_\_\_\_\_ ft. (E. or W.)

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

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	14	25		10														
			<i>(10<sup>0</sup> Tab in Home of Mrs. Dietz)</i> <i>(0<sup>0</sup> Tab in C.O.I.D.)</i>															

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? contract purchaser (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

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)

12. Is the water right recorded in your name? No. Wm. Deitz, Page 40  
(If not, give name) COID Supplemental Page 145-F

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	14	25														10		

(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.? No  
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Title	Vern Pura	Permission attached

20. Reasons for the proposed changes are more beneficial use

.....  
 .....  
 .....

AFFIDAVIT OF APPLICANT

STATE OF OREGON,  
County of Deschutes } ss.

We, Dale Landrus and Annette Landrus, 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 5<sup>th</sup> day of February, 1976  
x Dale Landrus  
x Annette Landrus  
(Name of applicant)

Subscribed and sworn to before me this 5<sup>th</sup> day of February, 1976

[Notarial Seal]

Robert C. Anderson  
NOTARY PUBLIC FOR OREGON

My commission expires Sept. 14, 1979

Remarks Approved by the Board of Directors at a regular meeting held  
February 4, 1976.

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.

We The mortgage holder give our consent  
To TRANSFER 10 ACRES OF WATER FROM  
Northwest quarter of North East quarter  
SECTION 25 Township 15 S. RANGE 14 E.W.M.

To THAT part of Northwest quarter of  
South East quarter of SECTION 25 Township 15 S.  
RANGE 14 E.W.M. LYING ABOVE ELEVATION  
OF CANAL.

x Vernon Pura  
x Sylvia A Pura

FEB. 23, 1976

RECEIVED  
A 9  
WATER RESOURCES DEPT.  
STATE OF OREGON

T-3389



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 578-3739

October 3, 1988

Central Oregon Irrigation District  
Bob Anderson, Ass't Manager  
P. O. Box 548  
Redmond, OR 97756

REFERENCE: File T-3389

On July 27, 1987, we mailed you the proof of appropriation of water form in connection with Transfer 3389, together with instructions that it be examined, signed and returned, if correct.

Without the proof signed by the legal owner of the lands involved, it may not be possible for the lands to be included in the eventual certificate of water right to the District. Please give this matter your prompt attention.

P.S. The off map adjustment for T-3389 submitted September 1 for the NW1/4 NE1/4 of Section 25, T15S, R14E. W.M. has been examined. Although we normally will not allow any change after the order this one does not appear to cause any harm and will be allowed.

Sincerely,

Bruce A. Estes, PLS, CWRE  
Senior Water Right Specialist

BAE:cle

cc: Bob Main, Watermaster District 11

# CENTRAL OREGON IRRIGATION DISTRICT

MUNICIPAL CORPORATION OF THE STATE OF OREGON

847 SOUTH SIXTH STREET • P.O. BOX 548

REDMOND, OREGON 97756

PHONE: 548-6047

RECEIVED

SEP - 2 1988

WATER RESOURCES DEPT.  
SALEM, OREGON

September 1, 1988

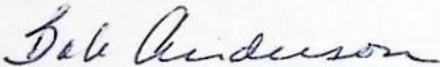
Bruce Estes; Survey Senior Chief, Esq.  
Water Resources Department  
3850 Portland Road, N.E.  
Salem, OR 97310

RE: File T-3389

Dear Bruce;

I am enclosing an amended map to accompany the above numbered file. I know that the Department prefers not to alter the files, but this map more nearly represents the areas which were dried up by the transfer.

Yours Truly,



Robert A. Anderson  
Assistant Manager

RAA:jma

Enclosure: map

File: 400

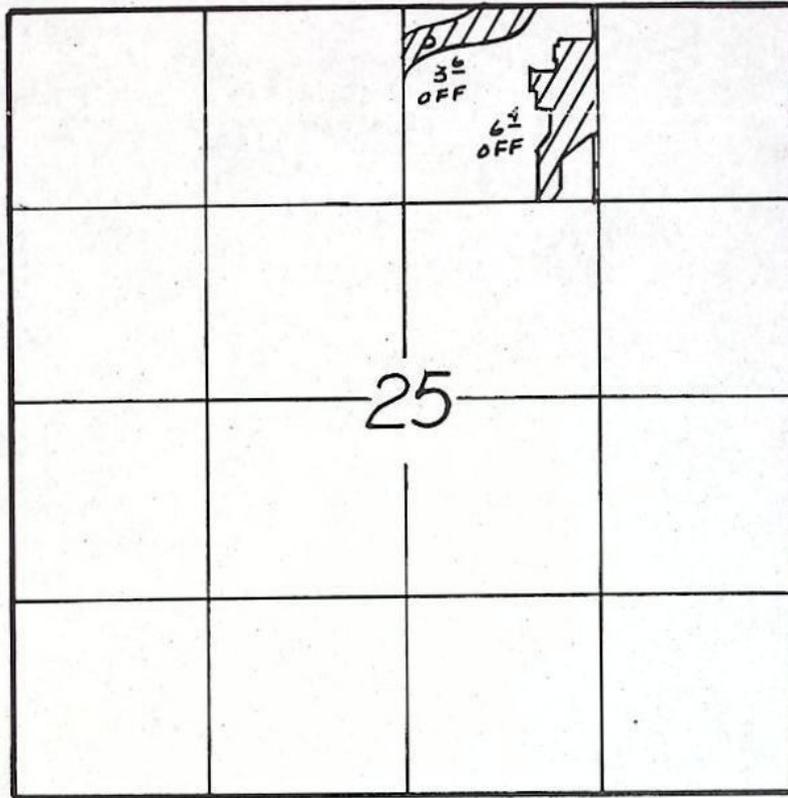
RECEIVED

SEP - 2 1988

WATER RESOURCES DEPT.  
SALEM, OREGON

T. 15 S., R. 14 E., W.M.

NORTH  
SCALE:  
1"=1320'

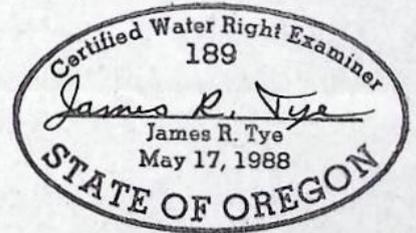


OFF MAP FOR TR. 3389

REV. JULY 1988

I, James R. Tye, Certified Water Right Examiner in the State of Oregon, hereby certify the above application map was prepared under my direct supervision in cooperation with Central Oregon Irrigation District.

The preparation of this map is for the purpose of identifying the location of the water right only and has no intent to provide dimensions or locations of property ownership lines.



Scale 1"=1320' | Date 8-9-88 | Survey by B.A. | Drawn by L.D. | Order No. 2286.06

**Sun Country Engineering & Surveying, Inc.**  
61555 SE PARRELL ROAD, BEND, OREGON 382-8882