

3773

Name Charles Church
9. Deschutes Reclamation &
Address Irrigation Co.
#2 N. Greenwood Ave
Bend, Or. 97701

Change in POU
Date filed Sept. 8, 1977
Date of hearing _____
Place of hearing _____
Date of order 9-22-77 Vol. 29, page _____
Date for application of water 10-1-79 ext 10-1-84
Proof mailed _____
Proof received _____
Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River
Trib. of _____ County of Deschutes
Use Irr.
Quantity of water _____ No. of acres _____
Name of ditch Swalley
Date of priority Sept. 1, 1899
In name of DR&I Co. - Herman Wuthrich
Deschutes Adjudication, Vol. 16, page 166
App. No. _____ Per. No. _____ Cert. No. 29054
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
9-8-77	\$ 30-	63738
9-13-83	20-	38237
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

Surveyed 3/12/85 (Higgins, et al)
to survey 4/80
from 1-16-85

REMARKS

CARD FOR C DEC 26 1979

W.R.I.S.

Assembled 6-29-85 by SAH
Entered _____ by _____
Verified _____ by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
☒	Name		<u>SAH</u>	___
☒	Stream		<u>SAH</u>	___
☒	Pt. of Div.		___	___
☒	Calendar		<u>SAH</u>	___
CHECKED TO RECORDS:				
☒	Twp. & Rge.		<u>SAH</u>	___
☒	Decree-vault		<u>SAH</u>	___
☒	Decree-safe		<u>SAH</u>	___
☒	Cert. of W/R		___	___
☒	Per. Folder		___	___
☒	Chaindex		___	___
☒	Cross Ref.		___	___
☒	Power Claim		___	___
☒	Abstracts		<u>SAH</u>	___

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
CHARLES CHURCH (DESCHUTES RECLAMATION)
AND IRRIGATION COMPANY) FOR APPROVAL)
A CHANGE IN PLACE OF USE OF WATER)
FROM DESCHUTES RIVER)

ORDER APPROVING
TRANSFER NO. 3773

On September 8, 1977, an application was filed in the office of the Water Resources Director by Charles Church for 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 Deschutes River and its Tributaries, a water right was established in the name of Deschutes Reclamation and Irrigation Company for the use of the waters of Deschutes River for the irrigation of, among other lands, 0.5 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 9.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 17 South, Range 12 East, W.M., with a date of priority of September 1, 1899, being tabulated in the name of Herman Wuthrich as evidenced by the certificate recorded at page 29054, Volume 21, State Record of Water Certificates. These lands are irrigated by means of the Swalley Canal.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof, a certain 4.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 9, Township 17 South, Range 12 East, W.M. (L. E. Clauson) and a certain 6.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 28, Township 16 South, Range 12 East, W.M. (Robert J. Higgins).

The lands involved herein are within the boundries of the Deschutes Reclamation and Irrigation Company and the Board of Directors of said Company

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approved the proposed change in place of use at a regular meeting held August 1, 1977.

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 requested change in place of use of water from Deschutes River, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1979.

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 shall be issued to Deschutes Reclamation and Irrigation Company at the time certificate is issued to the Company confirming other transfers within the Company.

Dated at Salem, Oregon, this 22nd day of September, 1977.

/s/ James E. Sexson
Director