

3804

Name David R. & Rebecca A. Montgomery

By C O I D

Address 17910 N.E. Pacific  
Portland, OR 97230

Change in POU

Date filed 9-28-77

Date of hearing \_\_\_\_\_

Place of hearing \_\_\_\_\_

Date of order 10-30-78 Vol. 31, page 365

Date for application of water 10-1-80

Proof mailed \_\_\_\_\_

Proof received \_\_\_\_\_

Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes Riv.

Trib. of \_\_\_\_\_ County of Deschutes

Use Irr.

Quantity of water \_\_\_\_\_ No. of acres 2.34

Name of ditch Central Oregon Canal

Date of priority \_\_\_\_\_

In name of Roe Holly & COID Suppl. T# M-163

Deschutes Adjudication, Vol. 16, page 61 & 155

App. No. - Per. No. - Cert. No. 29052

Certificate cancelled \_\_\_\_\_

Notation made on record by \_\_\_\_\_

FEES PAID

Date	Amount	Receipt No.
<u>9-28-77</u>	<u>\$ 30-</u>	<u>64149</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

*to survey 9/79*

REMARKS

Need statement from COID re use of water on 19 ac under T# M-163

W.R.I.S.	
Assembled <u>6-25-85</u> by <u>SOB</u>	
Entered _____ by _____	
Verified _____ by _____	

	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>lgj</u>	_____
<input checked="" type="checkbox"/> Stream	<u>lgj</u>	_____
<input checked="" type="checkbox"/> Pt. of Div.	<u>lgj</u>	_____
<input checked="" type="checkbox"/> Calendar	<u>lgj</u>	_____
CHECKED TO RECORDS		
<input checked="" type="checkbox"/> Typ. & Fee.	_____	_____
<input checked="" type="checkbox"/> License	<u>juw</u>	_____
<input checked="" type="checkbox"/> License	_____	_____
<input checked="" type="checkbox"/> Cert. of W/R	_____	_____
<input checked="" type="checkbox"/> Per. Power	_____	_____
<input checked="" type="checkbox"/> Abstract	_____	_____
<input checked="" type="checkbox"/> Power Chain	_____	_____
<input checked="" type="checkbox"/> Abstracts	<u>lgj</u>	_____

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF }  
WILLIAM S. MC GREGOR AND KIETH AND }  
VIRGINIA RAMSEY FOR THE APPROVAL OF }  
CHANGES IN PLACES OF USE OF WATER }  
FROM DESCHUTES RIVER }  
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ORDER APPROVING  
TRANSFER NO. M-163

On October 7, 1965, William S. McGregor and Kieth and Virginia Ramsey filed applications in the office of the State Engineer for the approval of changes in places 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 the Central Oregon Irrigation District for the irrigation of, among other lands, 34.0 acres in the SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Section 34, Township 17 South, Range 12 East, W.M., tabulated in the name of I. M. Palmer, and 6.5 acres in the NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 3, Township 18 South, Range 12 East, W.M., tabulated in the name of Frank Ramsey, all with dates of priority of October 31, 1900 and December 2, 1907. 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.

William S. McGregor, owner of 1.0 acre of the land described above as being tabulated in the name of I. M. Palmer, proposes to transfer the water right therefrom, without loss of priority, to 1.0 acre in the NW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Section 4, Township 18 South, Range 13 East, W.M.

Kieth and Virginia Ramsey, owners of 0.5 acre of the land described above as being tabulated in the name of Frank Ramsey, propose to transfer the water right therefrom, without loss of priority, to 0.5 acre in the NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 3, Township 18 South, Range 12 East, W.M.

William S. McGregor, owner of record, and Earl L. Herriges, contract purchaser, of part of the lands from which it is proposed to transfer water, have submitted written approval to the change in place of use of water.

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 only.

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 changes in place of use of water at regular meeting held October 6, 1965.

No objections having been filed and it appearing that the proposed changes in places 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 changes in places of use of water are approved and the water right hereinbefore described as appurtenant to 1.0 acre in the SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Section 34, Township 17 South, Range 12 East, W.M. be severed therefrom and simultaneously and without loss of priority transferred to 1.0 acres in the NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Section 4, Township 18 South, Range 13 East, W.M., and the water right hereinbefore described as appurtenant to 0.5 acre in the NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 3, Township 18 South, Range 12 East, W.M. be severed therefrom and simultaneously and without loss of priority transferred to 0.5 acre in the NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 3, Township 18 South, Range 12 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1966.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Central Oregon Irrigation District at the time certificate is issued to the District confirming other transfers within the District.

Dated at Salem, Oregon, this 8th day of December, 1965.

/s/ CHRIS L. WESSLER  
State Engineer