

3203

STATUS OF APPLICATION

Change in place of use
 Date filed 4-16-75
 Date of hearing _____
 Place of hearing _____
 Date of order 10-17-75 Vol. 26, page 30-31
 Date for application of water 10-1-76
 Proof mailed **JUL 15 1986**
 Proof received _____
 Certificate issued _____ Vol. _____, page _____

8-15-86
 Survey
 2-790

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River
 Trib. of _____ County of Deschutes
 Use irrigation
 Quantity of water _____ No. of acres 5^e
 Name of ditch Central Oregon Canal
 Date of priority Oct 31, 1900 + Dec 2, 1907
 In name of Howard Hyde
Deschutes R. Adjudication, Vol. 16, page 51
 App. No. _____ Per. No. _____ Cert. No. 29052
 Certificate cancelled _____
 Notation made on record by _____

FEEES PAID

Date	Amount	Receipt No.
4-16-75	25.00	46308
TOTAL . . .		
	Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

Surveyed 2/1/84 - (Keyte, et al)

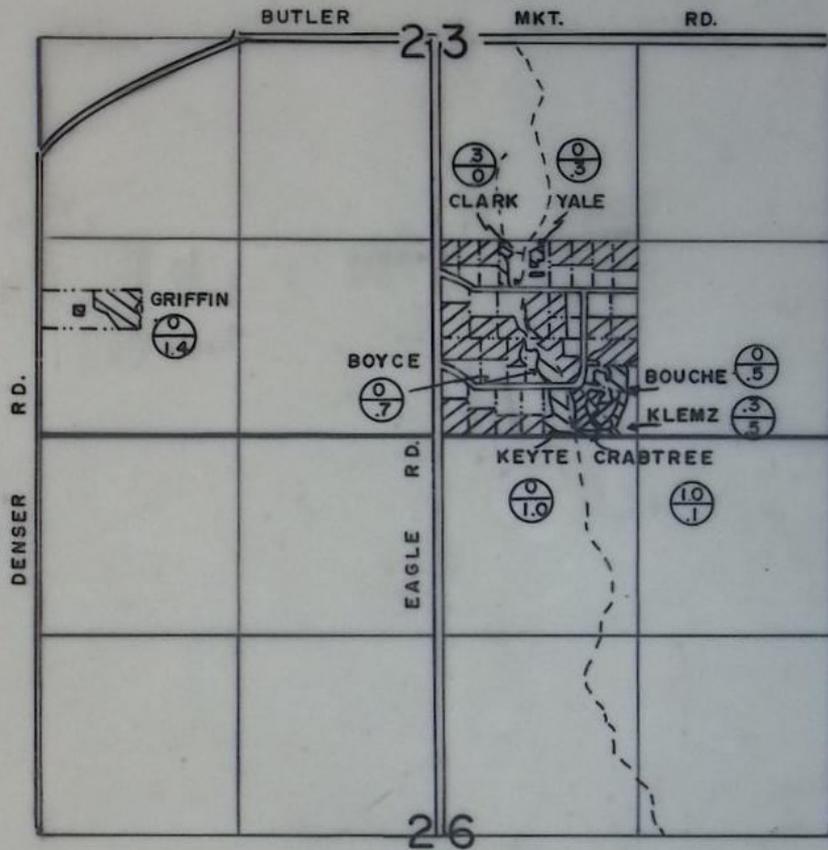
REMARKS

Proof signed for Griffin portion 28 July 86 copy of map to COID & U.M.

	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Stream	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Pt. of Div.	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Calendar	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CHECKED TO RECORDS:		
<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. or W/R	<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"/>

252

T.17S., R.12E., W.M.



CERT.
29052

Tr. 3203



FINAL PROOF SURVEY

UNDER

Transfer 3203

Application No. Permit No.

IN NAME OF

SEE ABOVE

DEC. 8 - 83

Surveyed FEB. 2, 1984, by D. PANTHER, L. OLSON

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF HOWARD R. AND PEARL HYDE (CENTRAL)
OREGON IRRIGATION DISTRICT) FOR THE)
APPROVAL OF A CHANGE IN PLACE OF USE)
OF WATER FROM DESCHUTES RIVER)

ORDER APPROVING
TRANSFER NO. 3203

On April 16, 1975, Howard R. and Pearl Hyde 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, 5.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 17 South, Range 12 East, W.M., being tabulated in the name of Howard Hyde, 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, owners of the lands above described, propose to transfer the water right therefrom, without loss of priority, to 2.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 3.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 17 South, Range 12 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 May 2, 1973.

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 5.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 17 South, Range 12 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 2.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 3.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 17 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, 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 17th day of October, 1975.

JAMES E. SEXSON
Director

REPORT ON INSPECTION UNDER TRANSFER OF WATER RIGHT FOR CHANGE IN:

POD
 POD
 USE

CARD PULLED

SW SW TL 300 Griffin ~~Thomas E Sautell~~ Add'l POD
 3170 N.E. Denger Rd

Transfer NO. 3203

County Deschutes

Old Certificate NO. 29052

- Name Keyte, et. al
Howard R. & Pearl Hyde
 Address Bend, Or
- Source of Supply Deschutes River, Trib of _____
- Use irrigation
- Amount of Water _____ Priority Date 10/31/00 & 12/2/07
- Proposed Point of Diversion _____

6. Completion Date October 1, 1976

7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
<u>17S</u>	<u>12E</u>	<u>23</u>	<u>SW 1/4 SW 1/4</u>	<u>TL 300 Griffin 3170 N.E. 2.0 acres Denger Rd.</u>
			<u>SW 1/4 SE 1/4</u>	<u>3.0 acres</u>
	<u>B13</u>	<u>4</u>	<u>1/2 TL 2800 Curtin Clark</u>	<u>21440 Hyde Lane</u>
	<u>3</u>	<u>15</u>	<u>1/2 TL 2700 Deborah Gale</u>	<u>21450 Hyde Lane</u>
<u>partially vested</u>	<u>Spencer</u>	<u>12</u>	<u>TL 1300 Paula Klamz</u>	<u>62550 Pearl Lane</u>
	<u>B12</u>	<u>9</u>	<u>3/4 TL 1505 Sam Boyce</u>	<u>62872 Pearl Lane 1/3</u>
<u>prob all new</u>	<u>2</u>	<u>15</u>	<u>10 TL 1100 Lawrence Keyte</u>	<u>21457 Keyte Lane</u>
	<u>B11</u>	<u>4</u>	<u>1/2 TL 300(?) Sam Boyce</u>	<u>21462 Keyte Ln</u>
	<u>part</u>	<u>8</u>	<u>Walter Bouchez TL 1400</u>	<u>62866 Pearl Ln.</u>
			<u>E.D. Crabtree 21473</u>	<u>Keyte Ln.</u>

Johnson } L 9 B11
 Boyce } partial
 Timm } L 3 B11

should be 19 acres in 40
 300, 14 1/2



Griffin 12-9-83 11-1983-A DLP

Clark Keyte, Gale 12-8-83 11-1983-A DLP

Bouchez 1-3-84 17A-72 L60

Clamz 2-1-84 Boyce 12-14-83 17A-72 L60

Info: Mrs Griffin (Formerly Sawtells property)

Griffins are not irrigating but Sawtells
did irrigate. Mrs Griffin is calling the Sawtells
& giving them our tel. no.

11-22-83 D.L.P.

D.L. Panther 12-9-83

Field Eng. P.T.S. 11-1983-A

Info: Mrs. Clark

use: Lawn & Garden 11-22-83 D.L.P.

Source C.O.I. Delivered by Avion

D.L. Panther 12-8-83 P.T.S. 11-1983-A

Info: Mrs Owen

use: Lawn & garden

Source Avion. D.L.P. 11-22-83

D.L. Panther 12-6-83

P.T.S. 11-1983-A

Info: Mr Keyte

He has 1 acre of water & a water map of
the subdivision

D.L. Panther 12-8-83

P.T.S. 11-1983-A

Info: Mrs Yale.

Use Lawn & Garden

Source: C.O.I. Delivered by Avion

D.L. Panther 12-8-83

P.T.S. 11-1983-A



RECEIVED

APR 16 1975
STATE ENGINEER
SALEM, OREGON

dry rye
40 p. 1975
5/1

T-3203

Info: Kay Bouche

crop: 2 + 8

Avon delivery of $\frac{1}{2}$ acre.

Buried pipe in ypl. Can run 2 lawn sprinklers at a time

Pipe run into back for orchard

Tie 179-72

1-13-84

Sadie Olson

E.T.

Info: Vernon Jensen (by phone)

L. 9 B. 1 has been cleared & irrigated for use of horse pasture.

Entire lot looks to have been irrigated, though not recently.

No irrigation equipment in evidence.

L. 9 B. 2
not irrigated

1-27-84

Sadie Olson, E.T.



RECEIVED

APR 16 1975
STATE ENGINEER
SALEM, OREGON

T-3203

Boyer - 12-19-83

Water yard & garden around house

Area in front & goes to potatoes

Tie: 179-72

Serlie Olson, E.T.

Paula Klem 2 7 NW Gilchrist

Info. pers. obs. (left card 2x - no response, house is for sale but occupied)

Lawn & garden is irrigated. Back part of lot is unimproved

Tie 179-72

2-1-84

Serlie Olson, E.T.

Klemz (Holden)? left card 1-12

Bouche - " " "

12-23 Bruce

Get enlargement of adj. map. Survey entire lots of those involved

STATE OF OREGON
COUNTY OF DESCHUTES
PROOF OF APPROPRIATION OF WATER

RECEIVED
AUG - 4 1986
WATER RESOURCES DEPT
SALEM, OREGON

Name: Griffin c/o Bob Anderson, Assistant Manager, Central Oregon Irrigation District

Address: 3170 NE Denser Road, Bend, OR 97701 / PO Box 548, Redmond, OR 97756

Source of Supply: Deschutes River and Crane Prairie Reservoir

Tributary of: Columbia River

Permit:

Transfer: Part of 3203

Amount of Water:

Priority Date: October 31, 1900; December 2, 1907; February 28, 1913

Use: Irrigation of 1.4 acres

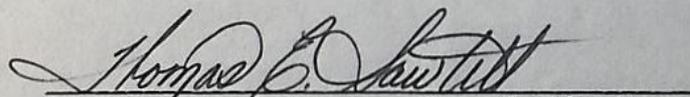
Location and Point of Diversion: Central Oregon Canal

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

1.4 acres SW 1/4 SW 1/4
Section 23
Township 17 South, Range 12 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 October 17, 1975; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of July, 1986.



Legal owner of the above described lands

2641A
5624D

RECEIVED

T-3203

APR 16 1975
STATE ENGINEER
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Howard R. Hyde and Pearl Hyde
(Name of applicant)

of Bend, 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 Central Oregon 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 $\frac{1}{4}$	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 $\frac{1}{4}$
17	12	23															5	

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
(Yes or No)

of permit _____

10. Do you hold a water right certificate? No (Yes or No) If so, give number of certificate 29052

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

Yes (Yes or No) If so, give title of proceedings Adjudication of the Deschutes River

12. Is the water right recorded in your name? Howard Hyde, Page 51 of the decree (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 $\frac{1}{4}$
17	12	23											2					3

(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. (N. or S.) and ft. (E. or W.) from the 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

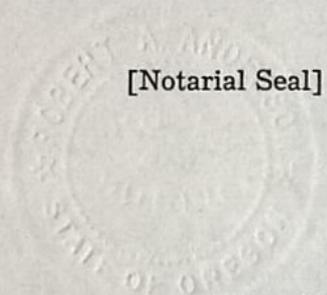
STATE OF OREGON,

County of Deschutes } ss.

I, Howard R. Hyde and Pearl Hyde, 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 27th day of February, 1973
Pearl Hyde
Howard R. Hyde
(Name of applicant)

Subscribed and sworn to before me this 27th day of February, 1973
Robert G. 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 May 2, 1973

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.