

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
ROBERT K. BEESLEY (SQUAW CREEK)
IRRIGATION DISTRICT) FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER 4908

On October 2, 1981, an application was filed in the office of the Water Resources Director by Robert K. Beesley for approval of a change in place of use of water from Squaw Creek under existing rights of record, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Crook County, entered May 1, 1911, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Squaw Creek and Its Tributaries, a water right, described by the certificate recorded at page 302, Volume 1, State Record of Water Right Certificates, was allowed in the name of Squaw Creek Irrigation District, for irrigation of, among other lands, a certain 20.0 acres. Transfer C-45 changed the place of use of said 20.0 acres to NE 1/4 SW 1/4, Section 17, Township 14 South, Range 12 East, WM, with a date of priority of November 11, 1895.

By a Supplemental Decree of the Circuit Court for Crook County, entered September 19, 1914, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Squaw Creek and Its Tributaries, a water right, described by the certificate recorded at page 850, Volume 1, State Record of Water Right Certificates, was allowed in the name of Squaw Creek Irrigation District, for the irrigation of, among other lands, a certain 30.0 acres. Transfer C-45 changed the place of use of 10.0 of said 30.0 acres to the NW 1/4 SW 1/4, Section 17, Township 14 South, Range 12 East, WM. Transfer 2611 changed the place of use of the remaining 20.0 acres to the SW 1/4 SW 1/4, Section 8, Township 14 South, Range 12 East, WM, with a date of priority of November 11, 1895. These lands also have a supplemental right under Permit 29312.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to a certain 20.0 acres in NE 1/4 NW 1/4, Section 7, Township 14 South, Range 12 East, WM (Certificate 302) and 30.0 acres in SE 1/4 SW 1/4, Section 6, Township 14 South, Range 12 East, WM (Certificate 850).

The lands involved herein are within the boundaries of the Squaw Creek Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting.

Robert F. Main, Jr., Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

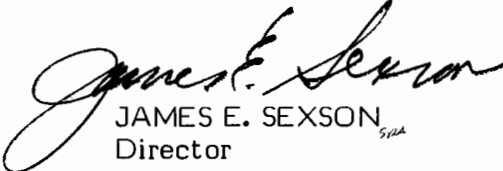
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use of water, 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, 1983.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the Squaw Creek Irrigation District.

Dated at Salem, Oregon this 1st day of March, 1982.


JAMES E. SEXSON
Director

NOTE: The approval of a water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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