

Deschutes County.

IN THE MATTER OF THE APPLICATION OF	}	
ARNOLD S. HOLMES FOR THE APPROVAL OF	}	
A CHANGE IN THE PLACE OF USE OF WATER,	}	O R D E R.
UNDER THE PROVISIONS OF SECTION 5764	}	
OREGON LAWS.	}	

Now at this time this matter coming on for consideration by the State Engineer on the application of Arnold S. Holmes for the approval of a change in the place of use of the waters of Squaw Creek, and it having been made to appear;

That a water right for $5\frac{1}{2}$ acres in the ~~NE~~^{NE}~~NE~~^{NE} of Section 1, T. 14 S. R. 11 E. W. M. (hereinafter called Tract No. 1) was allowed in the Squaw Creek adjudication, with priority of 1895, and that it is now desired to change the use of water from said tract to $5\frac{1}{2}$ acres in the ~~NW~~^{NW}~~SW~~^{SW} of Section 1, T. 14 S. R. 11 E. W. M. (hereinafter called Tract No. 2.);

That the land in Tract No. 1 is rough and rocky and is not susceptible of successful irrigation, and that it is impracticable to economically use the water for the irrigation of said land;

That said land is within the Squaw Creek Irrigation District, and the Board of Directors of said District has given its consent in writing to the proposed change;

That the land in Tract No. 2 has no water right, and it is the intention of the applicant to use the water on said Tract No. 2 in addition to a 2 acre tract of land which now has a water right in the same 40 acre subdivision, with priority of 1895; and that the water can be used more beneficially and economically on said Tract No. 2 than on Tract No. 1;

And it appearing further, that an inspection of the lands involved has been made by the State Engineer in accordance with law, and that said change can apparently be made without injury to other rights; but that other parties whose rights might be affected by the change have not had notice and been given an opportunity to object to said change;

NOW, THEREFORE, it is hereby ORDERED that, subject to the conditions herein imposed, said application be and the same is hereby allowed, and said

change approved, and that the water right now appurtenant to Tract No. 1 may be severed from said land, and the water covered by said right may be used on and become appurtenant to Tract No. 2, without loss of priority of the right heretofore established, except as to such existing rights to which such change is a detriment or injury, but said right hereby transferred is hereby made subject and subsequent to any and all rights so injured by such change, to the extent of such injury.

DATED this 25th day of February, 1924, at Salem, Oregon.

Rhea Luper
RHEA LUPER,
STATE ENGINEER.

*Notations Made
in Records.*

*Cert. # 350a
Decree Vol. 1p. 474
File # H-34*