

STATE OF OREGON

COUNTY OF DESCHUTES

ORDER APPROVING A CHANGE IN PLACE OF USE
AND POINT OF DIVERSION

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6615 submitted by

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The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County as evidenced by a PORTION of Certificate 14762. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 120. The date of priority is 1871 for TRACT 1 and 1903 for TRACT 2.

The right allows the use of BIG SLOUGH, a tributary of SQUAW CREEK, for IRRIGATION OF 66.9. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.34 cubic foot per second, being 0.91 cfs for TRACT 1 and 0.43 for TRACT 2, if available at the original points of diversion: C.J. HINDMAN DITCHES OUT OF BIG SLOUGH for TRACT 1 and DITCHES OUT OF BIG SLOUGH for TRACT 2, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized point of diversion is:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 13, T 14 S, R 9 E, WM; 2350 FEET SOUTH AND 2150 FEET EAST FROM THE NW CORNER, SECTION 13.

The second right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County as evidenced by a PORTION of Certificate 274. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 120. The date of priority is 1882.

The right allows the use of SQUAW CREEK, a tributary of the DESCHUTES RIVER, for IRRIGATION OF 20.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.40 cubic foot per second, if available at the original point of diversion: CONRAD DITCH OUT OF BIG SLOUGH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized point of diversion is:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 13, T 14 S, R 9 E, WM; 2350 FEET SOUTH AND 2150 FEET EAST FROM THE NW CORNER, SECTION 13.

The third right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County as evidenced by a PORTION of Certificate 292. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 120. The date of priority is 1905.

The right allows the use of SQUAW CREEK, a tributary of the DESCHUTES RIVER, for IRRIGATION OF 33.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.67 cubic foot per second, if available at the authorized point of diversion: OLIVER DITCH OUT OF BIG SLOUGH; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 16, T 14 S, R 10 E, WM; 25 FEET NORTH AND 790 FEET EAST FROM THE SW CORNER, SECTION 16, or its equivalent in case of rotation, measured at the point of diversion from the source.

The source of water for these rights is BIG SLOUGH, tributary of SQUAW CREEK, also know as Indian Ford Creek.

The authorized place of use is located as follows:

	<u>1871</u>	<u>14792</u>	<u>1903</u>	<u>274</u> <u>1882</u>	<u>292</u> <u>1905</u>
NE $\frac{1}{4}$ SE $\frac{1}{4}$			5.0 ACRES		
NW $\frac{1}{4}$ SE $\frac{1}{4}$	10.0 ACRES				15.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	7.0 ACRES				18.3 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	4.0 ACRES		5.5 ACRES		
			SECTION 21		

NE $\frac{1}{4}$ NE $\frac{1}{4}$	10.0 ACRES				
NW $\frac{1}{4}$ NE $\frac{1}{4}$	4.0 ACRES				0.4 ACRE
SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.5 ACRES	0.9 ACRE		9.5 ACRES	
NE $\frac{1}{4}$ SE $\frac{1}{4}$	5.0 ACRES	10.0 ACRES		7.0 ACRES	
SW $\frac{1}{4}$ SE $\frac{1}{4}$				0.5 ACRE	
SE $\frac{1}{4}$ SE $\frac{1}{4}$				3.0 ACRES	

SECTION 28
TOWNSHIP 14 SOUTH, RANGE 10 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree.

The applicants propose to change the place of use to:

	<u>1871</u>	<u>1903</u>	<u>1882</u>	<u>1905</u>
SW $\frac{1}{4}$ NE $\frac{1}{4}$				7.2 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	30.8 ACRES			
NE $\frac{1}{4}$ SE $\frac{1}{4}$		1.2 ACRES		
SW $\frac{1}{4}$ SE $\frac{1}{4}$	14.7 ACRES		9.7 ACRES	
SE $\frac{1}{4}$ SE $\frac{1}{4}$		1.0 ACRE	6.3 ACRES	6.1 ACRES
		SECTION 21		
NW $\frac{1}{4}$ SW $\frac{1}{4}$				1.2 ACRES
		SECTION 27		
NE $\frac{1}{4}$ NE $\frac{1}{4}$		19.1 ACRES		3.6 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$				11.2 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$				4.0 ACRES
		SECTION 28		
	TOWNSHIP 14 SOUTH, RANGE 10 EAST, W.M.			

The applicants propose to change the point of diversion for the right under Certificate 292, with priority date of 1905, to:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 13, T 14 S, R 9 E, WM; 2350 FEET SOUTH AND 2150 FEET EAST FROM THE NW CORNER, SECTION 13.

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 1998.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the old diversions, shall not exceed the quantity of water lawfully available at the original points of diversion.
3. The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

