

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF FRIDAY B. HOLMES FOR THE APPRO-)
VAL OF A CHANGE IN PLACE OF USE OF)
WATER FROM SQUAW CREEK)

O R D E R

APPROVING APPLICATION

On September 24, 1962, Friday B. Holmes of Terrebonne, Oregon, filed an application in the office of the State Engineer for the approval of a change in place of use of water from Squaw Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court of Deschutes County, Oregon, 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 was established in the name of the Squaw Creek Irrigation Company for the irrigation of, among other lands, 12.5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 14 South, Range 11 East, W.M., with a date of priority of 1895, said 12.5 acres being tabulated in the name of Black Butte Land Company.

The applicant herein, owner of 7.0 acres of the land above described, proposes to transfer the water therefrom without loss of priority to 7.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 7, Township 14 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 only.

The Board of Directors of Squaw Creek Irrigation District approved the proposed change in place of use of water at a regular meeting held September 4, 1962.

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

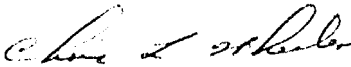
NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water be and the same is approved and that the water right hereinbefore described as appurtenant to 7.0 acres in the SW $\frac{1}{2}$ SW $\frac{1}{2}$, Section 1, Township 14 South, Range 11 East, W.M., with a date of priority of 1895, be severed therefrom and simultaneously and without loss of priority transferred to 7.0 acres in the SE $\frac{1}{2}$ NW $\frac{1}{2}$, Section 7, Township 14 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, 1963, or within such extension of time as may be granted by the State Engineer for good cause shown.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of the 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 Squaw Creek Irrigation District, successor in interest to Squaw Creek Irrigation Company, to the extent to which the water has been applied beneficially and the certificate of water right heretofore issued to Squaw Creek Irrigation Company and recorded at page 850a, Volume 1, State Record of Water Right Certificates, shall be canceled.

Dated at Salem, Oregon, this 11th day of October, 1962.

*Noted in Volume
Vol. 1, p. 474
Cert. # 850a*


CHRIS L. WHEELER
State Engineer