

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION  
OF HAROLD BARCLAY, PAUL FARNSWORTH  
AND HOWARD VOGT (SQUAW CREEK IRRIGATION  
DISTRICT) FOR THE APPROVAL OF A CHANGE  
IN PLACE OF USE OF WATER FROM DESCHUTES  
RIVER

ORDER APPROVING  
TRANSFER NO. 3234

On May 22, 1975, Harold Barclay, Paul Farnsworth, and Howard Vogt filed an application in the office of the Water Resources Director 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 for Crook County, Oregon, entered September 19, 1914, In the Matter of the Determination of the Relative Rights to the Use of Squaw Creek and its Tributaries, a water right was established in the name of Squaw Creek Irrigation Company for the use of the waters of Squaw Creek for the irrigation of, among other lands, 8.0 acres in N $\frac{1}{2}$  SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, Township 14 South, Range 11 East, W.M., being tabulated in the name of E. M. Pray, with a date of priority of 1895, as evidenced by certificate of water right recorded at Page 850, Volume 1, State Record of Water Right Certificates. These lands also have a supplemental right under permit No. 29312 to the use of the water stored in Squaw Creek Reservoir with a date of priority of February 5, 1964. These lands are irrigated by means of the Squaw Creek Canal.

The applicants herein, contract sellers of the lands above described, propose to transfer the water right therefrom, without loss of priority, to 8.0 acres in S $\frac{1}{2}$  SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, Township 14 South, Range 11 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 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 held June 3, 1975.

Western Bank, mortgagee of the land involved, has submitted written approval of the proposed change in place of use.

Clem Pope, contract purchaser of the land involved, has agreed in the sales contract to the proposed change in place of use.

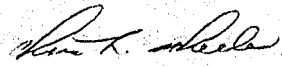
No objection having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

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 8.0 acres in  $N\frac{1}{2}$  SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, 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 8.0 acres in  $S\frac{1}{2}$  SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, Township 14 South, Range 11 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1977.

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 Squaw Creek Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon, this 4th day of June, 1976.



JAMES E. SEXSON  
Director

DEPT. OF  
AGRICULTURE  
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