

BEFORE THE STATE ENGINEER OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF )  
CAREY S. STEARNS FOR APPROVAL OF A )  
CHANGE IN PLACE OF USE OF WATER FROM )  
LONG PRAIRIE SLOUGH. )

O R D E R

APPROVING APPLICATION

On September 7th, 1938, Carey S. Stearns of La Pine, Oregon, filed an application for the approval of a change in place of use of water from Long Prairie Slough, a tributary of Little Deschutes River,

Certificate of Water Right recorded at Page 9101, Volume 8, State Record of Water Right Certificates, confirmed the right of J. Frank Bogue to the use of water from Long Prairie Slough for the irrigation of 20 acres in the SW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 10, Township 22 South, Range 10 East, W.M., with a date of priority of June 24, 1915.

The applicant herein, owner of the above described lands, proposes to transfer the water rights appurtenant thereto, to 20 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 2, Township 22 South, Range 10 East, W.M.

Section 47-712 Oregon Code 1930 provides that Notice by Publication is not required for only a change in place of use of water.


It appears that such change in place of use of water may be made without injury to existing rights.

NOW, THEREFORE, it is hereby ORDERED that the proposed change in place of use of water be and the same is hereby approved and the water right heretofore described, as appurtenant to 20 acres in the SW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 10, Township 22 South, Range 10 East, W.M., with a date of priority of June 24, 1915, be severed therefrom and simultaneously and without loss of priority transferred to 20 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 2, Township 22 South, Range 10 East, W.M.

It is FURTHER ORDERED that complete application of water to beneficial use upon said lands shall be made on or before October 1, 1939, or 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 upon the lands to which the water right is transferred hereby a certificate of water right shall be issued to Carey S. Stearns and that the certificate of water right heretofore issued to said J. Frank Bogue and recorded in the State Record of Water Right Certificates, Volume 8, Page 9101, is hereby cancelled.

Dated at Salem, Oregon, this 16th day of September, 1938.

  
CHAS. E. STRICKLIN  
State Engineer.

*Notation made on  
Cert. 9101  
New Cert. issued, Vol. 11 p. 12300*