

BEFORE THE STATE ENGINEER OF OREGON

Crook County

IN THE MATTER OF THE APPLICATION)
OF FRANCES E. STEARNS FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER.)
-----)

O R D E R
APPROVING APPLICATION

On September 23, 1942, Frances E. Stearns of Prineville, Oregon, filed an application for the approval of a change in place of use of water from Crooked River.

Certificate of water right issued to S. S. Stearns and recorded at Page 2329, Volume 4, State Record of Water Right Certificates confirms a right under E permit No. 39 to the use of the waters of Crooked River for the irrigation of 12 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 38 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 15 South, Range 15 East, T. M., with a date of priority of February 16, 1909.

Frances E. Stearns, owner of 12 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 4 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 15 South, Range 15 East, T. M., proposes to transfer the water rights therefrom to 16 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 16, Township 15 South, Range 16 East, T. M.

Notice by publication as provided by Section 116-606, O. C. L. A. was given in the Central Oregonian, a newspaper of general circulation in Crook County for a period of at least three weeks and not less than one publication each week, being the issues of November 5, 12, 19 and 26, 1942.

No objections 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 be and the same hereby is approved and that the water right hereinbefore described as appurtenant to 12 acres in the SW¹ SE¹ and 4 acres in the SE¹ SE¹, Section 25, Township 15 South, Range 15 East, W. M., with a date of priority of February 26, 1909, be severed therefrom and simultaneously and without loss of priority transferred to 16 acres in the SW¹ NE¹, Section 18, Township 15 South, Range 16 East, W. M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1944, or such extension of time as may be granted by the State Engineer for good cause shown.

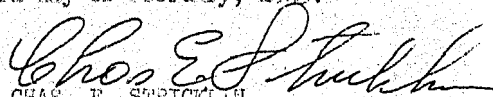
It is FURTHER ORDERED that certificate of water right heretofore issued to S. S. Stearns and recorded at Page 2924, Volume 4, State Record of Water Right Certificates be cancelled, and upon receipt of proof satisfactory to the State Engineer of complete application of water to beneficial use upon the lands to which the water hereby is transferred, a new certificate of water right shall be issued to Frances D. Stearns, or her successor in interest.

Dated at Salem, Oregon, this 3rd day of February, 1943.

*Notation made on
Cert. No. 2928*

*Rec. filed
S. O. Vol. 7 P 593*

T. L. C-35


CHAS. E. STRICKLIN

State Engineer