

BEFORE THE STATE ENGINEER OF OREGON

Wasco County

IN THE MATTER OF THE APPLICATION OF
CLARENCE E. QUIRK FOR THE APPROVAL
OF A CHANGE IN PLACE OF USE OF WATER
FROM FIFTEENMILE CREEK

ORDER APPROVING
TRANSFER NO. Q-2

On June 5, 1965, Clarence E. Quirk of The Dalles, Oregon, filed an application in the office of the State Engineer for the approval of a change in place of use of water from Fifteenmile Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Willard E. Adkisson and recorded at page 11526, Volume 10, State Record of Water Right Certificates, confirms a right to the use of the waters of Fifteenmile Creek for the irrigation of, among other lands, 2.2 acres in the NE¹/₄ NE¹/₄ and 0.4 acre in the SW¹/₄ NE¹/₄ of Section 31, Township 2 North, Range 15 East, W.M., with a date of priority of April 24, 1929.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom without loss of priority to 0.5 acre in the NW¹/₄ NE¹/₄, 1.3 acres in the SE¹/₄ NE¹/₄, and 0.8 acre in the NE¹/₄ NW¹/₄, Section 31, Township 2 North, Range 15 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.

Mr. Larry W. Jebousek, Watermaster of District No. 3, has filed a report to the effect that the proposed change in place of use of water may be made without injury to existing rights.

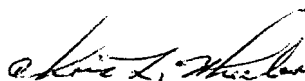
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and that the water right hereinbefore described as appurtenant to 2.2 acres in the NE $\frac{1}{4}$ N $\frac{3}{4}$ and 0.4 acre in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 2 North, Range 15 East, W.M., with a date of priority of April 24, 1929, be severed therefrom and simultaneously and without loss of priority transferred to 0.5 acre in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 1.3 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 0.8 acre in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, Township 2 North, Range 15 East, W.M.

It is FURTHER ORDERED that no time need be fixed for application of water to beneficial use as the change in place of use of water as herein approved has been completed.

It is FURTHER ORDERED that certificate of water right heretofore issued to Willard E. Adkisson and recorded at page 11526, Volume 10, State Record of Water Right Certificates, is canceled and in lieu thereof a new certificate confirming the change in place of use herein approved and also confirming the change in point of diversion approved by an order of the State Engineer dated March 26, 1963, shall be issued to Clarence E. Quirk.

Dated at Salem, Oregon, this 30th day of November, 1965.



CHRIS L. WHEELER
State Engineer