

BEFORE THE STATE ENGINEER OF OREGON

Wasco County.

IN THE MATTER OF THE APPLICATION) OF HERMAN H. GESH AND THE FEDERAL) LAND BANK OF SPOKANE, WASHINGTON,) FOR THE APPROVAL OF AN EXCHANGE) OF WATER RIGHTS.) -----)	<u> O R D E R </u>
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Now at this time this matter coming on for consideration by the State Engineer on the application of Herman H. Gesh of The Dalles, Oregon, and the Federal Land Bank of Spokane, Washington, the facts appearing as follows:

In the final decree of the Circuit Court of the State of Oregon for Wasco County, dated November 30, 1923, in the matter of the determination of rights to the waters of White River and its tributaries, a water right was allowed in the name of C. S. McCorkle under the Three Mile Ditch Company for the irrigation of 14 acres of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T. 4 S. R. 12 East, to the water of Three Mile Creek. Said right has now been acquired by Herman H. Gesh.

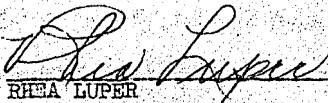
A right was also allowed in the name of F. M. Swift under the Gate & Rock Creek Ditch Company for the irrigation of 5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 7 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 3 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, T. 4 S. R. 12 East, to the waters of Gate and Rock creeks. This right has now been acquired by the Federal Land Bank of Spokane, Washington.

It is now proposed to exchange said water rights by the said parties so that the lands first described may be irrigated from Gate Creek and Rock Creek through the irrigation system of the Gate & Rock Creek Ditch Company, and the lands last described may be irrigated from Three Mile Creek through the irrigation system of the Three Mile Creek Ditch Company. The necessary arrangements have been made with said Companies for the change in delivery, and in fact such an arrangement was made in 1920 during the early part of the adjudication proceeding but was not properly incorporated in the decree entered in said proceeding.

Notice of the filing of said application has been given by the State Engineer by publication as provided by Chapter 219, General Laws of Oregon for 1927, and no objections have been filed to the granting of the application.

It further appearing that the proposed change may be effected without injury to other rights, it is ORDERED that same be, and it is hereby, approved.

Dated this 13th day of June, 1927, at Salem, Oregon.


RHEA LUPER
State Engineer.

*Application made on
Decree. Vol. 7 pages 213 and 223
also Certs. Nos. 5770 and 5776
Certs. Nos. 7245 + 7246 issued
pursuant to this order.*

*5-14
SEE T-4947*