

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF)
CLAUD GANT, ANNIE GANT, GEORGE BRADE-)
TICH, JOHN BRADETICH AND ESTATE OF)
CHARLES SIPCHEN FOR APPROVAL OF CHANGE)
IN PLACE OF USE OF WATER FROM DESCHUTES)
RIVER.)
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ORDER APPROVING
APPLICATION NO. G-21

On December 26, 1946, Claud Gant, Annie Gant, George Bradetich, John Bradetich and Estate of Charles Sipchen of Bend, Oregon, filed an application for approval of a change in place of use of water from Deschutes River, pursuant to the provisions of Section 116-606, O. C. I. A.

In the adjudication proceedings determining the relative rights to the use of the waters of Deschutes River and its tributaries, a water right was recognized in the name of Arnold Irrigation Company for the irrigation of, among other lands, 35 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 38 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, and 33 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 18 South, Range 12 East, W. M.

Claud Gant and Annie Gant, owners of 34 acres of the above described lands, to-wit: 22 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 12 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, Township 18 South, Range 12 East, W. M., and the Estate of Charles Sipchen, owner of 26 acres of the above described lands in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 18 South, Range 12 East, W. M., propose to transfer the water rights therefrom to the following lands owned by John Bradetich and George Bradetich, to-wit: 20 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and 40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 18 South, Range 12 East, W. M.

Notice of publication as provided by Section 116-606, O. C. L. A., was not given in connection with this application for the reason that said section provides that notice is not required in applications for only a change in place of use of water.


Oliver Pickens, employee of the Arnold Irrigation District for the past 10 years, has submitted an affidavit to the effect that water has been applied beneficially upon the lands from which it is proposed to transfer the water for a period of over 10 years.

The Arnold Irrigation District, successor to the Arnold Irrigation Company, having submitted its approval of the proposed change in place of use of water, and it appearing that such change 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 rights hereinbefore described as appurtenant to 22 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 12 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, Township 18 South, Range 12 East, W. M., and 26 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 18 South, Range 12 East, W. M., be severed therefrom and simultaneously and without loss of priority transferred to 20 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and 40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 18 South, Range 12 East, W. M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before June 30, 1947.

Dated at Salem, Oregon, this 31st day of December, 1946.


CHAS. E. STRICKLIN
State Engineer

*Noted on Decree,
Vol. 9, p. 459
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