

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION ()
 OF MAIDA ROSSITER BAILEY FOR THE)
 APPROVAL OF A CHANGE IN POINT OF () ORDER
 DIVERSION OF WATER FROM SQUAW CREEK)

WHEREAS, on November 23, 1934, Maida Rossiter Bailey filed an application for the approval of a change in point of diversion of water from Squaw Creek, and

WHEREAS, it appears that by decree of the court for Crook County dated May 1, 1911, a water right was recognized in the name of J. W. Wilt for the irrigation of 16.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 21.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 13.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 37.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Twp. 15 South, Range 10 East, W. M., with date of priority of 1886 through the Pole Creek Ditch, and the M.J. and J.W.Wilt Ditch, and in the name of Edwin C. Wyman for the irrigation of 37.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 7.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 7.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 35.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8, Twp. 15 South, Range 10 East, W.M., with date of priority of 1885 through the Smith and Wilt Ditch out of Pole Creek and Squaw Creek, and

WHEREAS, the applicant herein, owner of the above described water rights, proposes to change the present point of diversion, which is located 1320 feet south and 660 feet east from the northeast corner of Section 17, Township 15 South, Range 10 East, W.M., to a point upstream approximately 120 feet and to be located approximately 1440 feet south and 660 feet west from the northeast corner of said Section 17, same township and range, and

WHEREAS, notice by publication is not required as provided by Section 47-712 Oregon Code 1930 for the reason that the proposed change in point of diversion is less than one-quarter mile and there are no intervening diversions between the present point of diversion and the proposed new point of diversion, and Mr. Aubrey E. Perry, Watermaster for District No. 12, recommends that the application be approved, and it appearing that such

change can be made without injury to existing rights,

NOW THEREFORE, IT IS HEREBY ORDERED that said change in point of diversion be and the same is hereby approved.

Dated at Salem, Oregon, this 18th day of December, 1934.

Noted on Decree

Vol. 1, p. 128

w.

Cert. 312, § 304

This Order amended by

Sp. Ov. Vol. 9, p. 361

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Chas. E. Stricklin
CHAS. E. STRICKLIN,
State Engineer.