

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF)
CHARLES CHRISTY, ADMINISTRATOR OF THE)
ESTATE OF JOHN LARSSON, DECEASED, AND)
CHARLES CHRISTY AND EDNA CHRISTY,)
HUSBAND AND WIFE, FOR THE APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER FROM)
SQUAW CREEK.)

O R D E R

APPROVING APPLICATION

On August 30, 1943, Charles Christy, Administrator of the estate of John Larsson, deceased, and Charles Christy and Edna Christy, husband and wife, of Redmond, Oregon, filed an application for the approval of a change in place of use of water from Squaw Creek, within the boundaries of the Squaw Creek Irrigation District.

By decree of the Circuit Court for Crook County in the matter of the determination of the relative rights to the use of the waters of Squaw Creek and its tributaries, a water right was recognized for the irrigation of 37 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, Township 15 South, Range 10 East, W. M., from Squaw Creek, with a date of priority of 1895, and by an order of the State Engineer, dated June 26, 1934, the State Engineer approved an application of Charles Christy and John Larsson for a change in place of use of water wherein certain water rights with a date of priority of 1895 were transferred to 20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, Township 15 South, Range 10 East, W. M., from Squaw Creek, with a date of priority of 1895.

The applicants herein, owners of the water rights appurtenant to 64 acres of the above described lands, to-wit: 36 acres in the SW $\frac{1}{2}$ SW $\frac{1}{2}$, 20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, Township 15 South, Range 10 East, W. M., propose to transfer the water right appurtenant thereto, without loss of priority, to 34 acres in the SW $\frac{1}{2}$ NE $\frac{1}{4}$, 20 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Township 15 South, Range 10 East, W. M., owned by Allen L. Harrington.

Notice by publication as provided by Section 116-606, O. C. L. A.,
Deerhousen County

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.

All the lands involved herein are within the boundaries of the Squaw Creek Irrigation District, the board of directors of such district having approved such change at its regular meeting held August 3, 1943.

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 the water right hereinbefore described as appurtenant to 36 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, Township 15 South, Range 10 East, W. M., with a date of priority of 1895, be severed therefrom and simultaneously and without loss of priority transferred to 34 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Township 15 South, Range 10 East, W. M.

Dated at Salem, Oregon, this 31st day of August, 1943.

Noted on Decree
Vol. 1 p. 478 also
Cert. # 850 F

Chas E Stricklin
CHAS. E. STRICKLIN

State Engineer