

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
OMER KEITH CYRUS (SQUAW CREEK) ORDER APPROVING
IRRIGATION DISTRICT) FOR APPROVAL OF) TRANSFER 5964
A CHANGE IN PLACE OF USE OF WATER)

On June 25, 1987, an application was filed in the office of the Water Resources Director by Omer Keith Cyrus for approval of a change in place of use of water from Squaw Creek under an existing right of record, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Crook County, entered May 1, 1911, 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 tabulated at page 127, Volume 1, in the name of E.C. Ruby, for irrigation of, among other lands, a certain 17.0 acres in SW 1/4 SW 1/4, Section 12, Township 15 South, Range 10 East, WM, with a date of priority of 1904, as evidenced by the certificate recorded at page 302, Volume 1, State Record of Water Right Certificates.

These lands also have a supplemental right under Permit 29312 from Squaw Creek Reservoir, constructed under Permit No. R-3902 with a date of priority of February 5, 1964.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom to a certain:

5.0 acres in South Corner of SW 1/4 SW 1/4
5.0 acres in North Corner of SW 1/4 SW 1/4
7.0 acres in NW 1/4 SW 1/4
Section 12
Township 15 South, Range 10 East, WM.

The lands involved herein are within the boundaries of the Squaw Creek Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting.

Robert F. Main, Jr., Watermaster, has filed a statement to the effect that the proposed change in place of use 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.

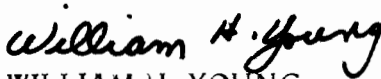
NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use is approved, without loss of priority.

The approval of a water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

It is FURTHER ORDERED that the subject water right is hereby severed from the place of use described in Certificate 302, and shall be beneficially used as authorized by this order on or before October 1, 1989.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, the change in place of use shall be considered perfected, and at a later date a certificate of water right shall be issued to Squaw Creek Irrigation District confirming this and other changes within the District, and superseding Certificate(s) 302 850.

Dated at Salem, Oregon, this 31st day of August, 1987.


WILLIAM H. YOUNG
Director

NOTICE: Judicial review may be obtained by filing a petition for review within 60 days from the service (date of mailing) of this order. Judicial review is pursuant to the provisions of ORS 536.075.

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