

.BEFORE THE STATE ENGINEER OF OREGON

Lake County

IN THE MATTER OF THE APPLICATION)
OF EDWIN A. ESKELIN FOR THE AP-)
PROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM A WELL.)

O R D E R

APPROVING APPLICATION

On June 14, 1960, Edwin A. Eskelin of Fort Rock, Oregon, filed an application in the office of the State Engineer for the approval of a change in place of use of water from a well, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of Water Right issued to Edwin A. Eskelin and recorded at Page 22858, Volume 16, State Record of Water Right Certificates, confirms a right under Permit No. U 317 for the use of waters of a well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2, Township 27 South, Range 15 East, W. M., for the irrigation of, among other lands, 13 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 19 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 27 South, Range 15 East, W. M., with a date of priority of January 5, 1950.

The applicant herein, owner of the lands above described, proposes to transfer the water right appurtenant to 13.5 acres thereof, to-wit: 8.4 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 5.1 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 27 South, Range 15 East, W. M., without loss of priority to 6.7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 2.6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 1.8 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 2.4 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 27 South, Range 15 East, W. M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on applications for a change in place of use of water only.

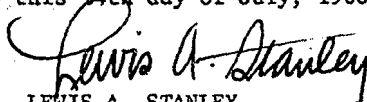
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water from a well be and the same is approved and the water right hereinbefore described as appurtenant to 8.4 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 5.1 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 27 South, Range 15 East, W. M., with a date of priority of January 5, 1950, be severed therefrom and simultaneously and without loss of priority transferred to 6.7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 2.6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 1.8 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 2.4 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, Township 27 South, Range 15 East, W. M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1961, or within such extension of time as may be granted by the State Engineer for good cause shown.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of the complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Mr. Edwin A. Eskelin, or his successors in interest, to the extent to which the water has been applied beneficially, and the certificate of water right heretofore issued to Mr. Edwin A. Eskelin and recorded at Page 22858, Volume 16, State Record of Water Right Certificates, shall be canceled.

Dated at Salem, Oregon, this 14th day of July, 1960.



LEWIS A. STANLEY
State Engineer

Notations made on records.

App. # U-345

Cert. # 22858

Trsf. # E-33