

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF )	
THEODORE H. AND PATRICIA A. ROBERTS )	ORDER APPROVING
(SQUAW CREEK IRRIGATION DISTRICT) FOR )	TRANSFER 6015
APPROVAL OF A CHANGE IN PLACE OF USE )	
OF WATER )	

On October 27, 1987, an application was filed in the office of the Water Resources Director by Theodore H. and Patricia A. Roberts for approval of a change in place of use of water from Squaw Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The right established by performance under the terms of Water Right Transfer C-7, in the name of Chas. Christy and John Larson, includes the use of water from Squaw Creek, for irrigation of 5.0 acres in SW1/4 SE1/4 and 20.0 acres in SE1/4 SE1/4, Section 24, Township 15 South, Range 10 East, WM, with a date of priority of 1895.

The applicants herein, owners of the lands described above, propose to transfer the water right therefrom to a certain 15.0 acres in NE1/4 SE1/4 and 10.0 acres in NW1/4 SE1/4, Section 24, Township 15 South, Range 10 East, WM.

By Decree of the Circuit Court for Crook County, entered September 19, 1914, 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 477, volume 1, in the name of Maria Murk, for irrigation of, among other lands, a certain 15.0 acres in NE1/4 SE1/4 and 10.0 acres in NW1/4 SE1/4, Section 24, Township 15 South, Range 10 East, WM, with a date of priority of 1904, as evidenced by the certificate recorded at page 850, volume 1, State Record of Water Right Certificates.

The applicants herein, owners of the lands described above, propose to transfer the water right therefrom to a certain 5.0 acres in SW1/4 SE1/4 and 20.0 acres in SE1/4 SE1/4, Section 24, 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.

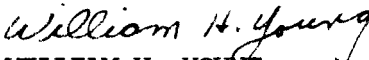
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that the subject water right is hereby severed from the place of use described in Certificate 850 and Transfer C-7, and shall be beneficially used as authorized in this order on or before October 1, 1990.

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 of water right 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 Certificates 302 and 850.

Dated at Salem, Oregon this 21st day of October, 1988.

  
WILLIAM H. YOUNG  
Director

NOTE: Approval of the 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.