

BEFORE THE STATE ENGINEER OF OREGON

Wasco County

IN THE MATTER OF THE APPLICATION )  
OF ROCK CREEK DISTRICT IMPROVEMENT )  
COMPANY FOR THE APPROVAL OF A )  
CHANGE IN POINTS OF DIVERSION OF )  
WATER FROM GATE CREEK, ROCK CREEK )  
AND THREE MILE CREEK. )  
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O R D E R  
APPROVING APPLICATION

On July 23, 1952, the Rock Creek District Improvement Company of Wamic, Oregon, filed an application for the approval of a change in points of diversion of water from Gate Creek, Rock Creek and Three Mile Creeks, pursuant to the provisions of Section 116-606, O. C. L. A.

Rock Creek District Improvement Company, as successor in interest to the Gate Creek and Rock Creek Ditch Company and Three Mile Creek Water Ditch Company and certain individuals, has a right for the irrigation of approximately 1450 acres in Township 4 South, Ranges 12 and 13 East, W. M., from Gate Creek, Rock Creek and Three Mile Creek with dates of priorities ranging from 1870 to 1927. All the lands involved are irrigated through either the Gate Creek ditch, Rock Creek ditch or Three Mile Creek ditch. The present point of diversion of the Gate Creek ditch is within unsurveyed land in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 17, as projected, Township 4 South, Range 11 East, W. M. The present point of diversion of the Rock Creek ditch is located approximately 390 feet north and 130 feet east from the southwest corner of Section 11, and being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M., and the point of diversion of the Three Mile Creek ditch is located approximately 1920 feet south and 2520 feet east from the northeast corner of Section 11, and being within the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M.

The applicant proposes to irrigate all of the lands within the project from three new points of diversion as follows:

- (1) Gate Creek - at a point to be located South 48°14' West 1865.5 feet from the corner common to Sections 15, 16, 21 and 22, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 21, Township 4 South, Range 11 East, W. M.,
- (2) Rock Creek - at a point to be located South 38°57' West 1604.9 feet from the quarter corner common to Sections 13 and 14, and being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, Township 4 South, Range 11 East, W. M.,
- (3) Three Mile Creek - at a point to be located South 33°16' West 870.6 feet from the corner common to Sections 2, 3, 10 and 11, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 10, Township 4 South, Range 11 East, W. M.,

Notice by publication as provided by Section 116-606, C. C. L. A., was given in The Dalles Optimist, a newspaper printed and having general circulation in Wasco County, Oregon, for a period of three weeks, being the issues of August 7, 14 and 21, 1952. The time fixed for hearing upon such application as stated in the notice, namely: October 1, 1952, was not less than thirty days after the last publication of said notice.

No objections having been filed and it appearing that the proposed change in point of diversion 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 points of diversion, to-wit:

- (1) Gate Creek - from a point located in unsurveyed land in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 17, as projected, Township 4 South, Range 11 East, W. M.,
- (2) Rock Creek - from a point located approximately 390 feet north and 130 feet east from the southwest corner of Section 11, and being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M., and
- (3) Three Mile Creek - from a point located approximately 1920 feet south and 2520 feet east from the northeast corner of Section 11, and being within the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , said Section 11, Township 4 South, Range 11 East, W. M.,

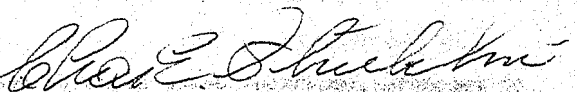
- (1) Gate Creek - to a point to be located South 48°14' West 1865.5 feet from the corner common to Sections 15, 16, 21 and 22, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 21, Township 4 South, Range 11 East, W. M.,
- (2) Rock Creek - to a point to be located South 38°57' West 1604.9 feet from the quarter corner common to Sections 13 and 14, and being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, Township 4 South, Range 11 East, W. M., and
- (3) Three Mile Creek - to a point to be located South 33°16' West 870.6 feet from the corner common to Sections 2, 3, 10 and 11, and being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 10, Township 4 South, Range 11 East, W. M.,

for the irrigation of approximately 1450 acres in Township 4 South, Ranges 12 and 13 East, W. M., with dates of priorities ranging from 1870 to 1927, be and the same hereby is approved.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1953 or such extension of time as may be granted by the State Engineer for good cause shown, and that upon the completion of such work, satisfactory proof shall be filed with the State Engineer.

Dated at Salem, Oregon this 20th day of November 1952.

Noted on Decree  
Vol. 7, p. 213  
Cert. 7246

  
CHAS. E. STRICKLIN  
State Engineer