

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF)
FISHER LOGAN FOR THE APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER FROM)
SQUAW CREEK PURSUANT TO THE PROVISIONS)
OF SECTION 116-606, O. C. L. A.)

O R D E R
APPROVING APPLICATION
E-11

On June 14, 1944, Fisher Logan filed an application for the approval of a change in place of use of water from Squaw Creek.

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 right was recognized in the name of the Squaw Creek Irrigation Company, now Squaw Creek Irrigation District, for the irrigation of; among other lands, 40 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, Township 13 South, Range 12 East, W. M., of which 16.5 acres have a date of priority of November 11, 1895, and 23.5 acres have a date of priority of 1895.

The applicant herein, owner of the above described lands, proposes to transfer the water right appurtenant to 21 acres in said SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, Township 13 South, Range 12 East, W. M., having a date of priority of 1895, without loss of priority to 7 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 7 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, and 7 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Township 13 South, Range 12 East, W. M., said land being north of the following line: Beginning at the Northeast corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, thence in a Southwesterly direction to the Southwest corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 13 South, Range 12 East, W. M.

Notice by publication as provided by Section 116-606, O. C. L. A., was not given in connection with this application for the reason that said section provides that notice is not required on application for only a change in place of use of water.

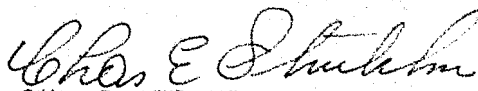
All the lands involved herein are within the boundaries of the Squaw Creek Irrigation District except the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 13 South, Range 12 East, W. M.

The Board of Directors of the Squaw Creek Irrigation District approved the proposed change in place of use of water at its regular meeting held June 6, 1944, 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 be and the same hereby is approved and the water right hereinbefore described as appurtenant to 21 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, Township 13 South, Range 12 East, W. M., having a date of priority of 1895, be severed therefrom and simultaneously and without loss of priority transferred to 7 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 7 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, and 7 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Township 13 South, Range 12 East, W. M.; said land being north of the following line; Beginning at the Northeast corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, thence in a Southwesterly direction to the Southwest corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 13 South, Range 12 East, W.M.; provided that the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 13 South, Range 12 East, W. M., is petitioned into the Squaw Creek Irrigation District within six months after the date of this order.

It is further ordered that complete application of water to beneficial use upon the land to which the water hereby is transferred shall be made on or before October 1, 1945, or such extension of time as may be granted by the State Engineer for good cause shown.

Dated at Salem, Oregon, this 19th day of June, 1944.


CHAS. E. STRICKLIN
State Engineer

Approved June 15, 1944
By _____
Deputy State Engineer
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