

Grant County

IN THE MATTER OF THE APPLICATION OF)
 B. L. ALLISON AND A. L. WRIGHT FOR)
 THE APPROVAL OF A CHANGE IN POINT OF)
 DIVERSION OF WATER FROM JOHN DAY RIVER,)
 PURSUANT TO THE PROVISIONS OF SECTION)
 116-606, O. C. L. A.)
 -----)

and being within ORDERAPPROVING APPLICATION

Amended: Sp. Or. Vol. 12, p. 345

On April 6, 1945, B. L. Allison and A. L. Wright of Mt. Vernon, Oregon, filed an application for the approval of a change in point of diversion of water from John Day River.

The State Engineer's Findings dated June 26, 1930, in the matter of the determination of the relative rights to the use of the waters of John Day River and its tributaries recognizes certain water rights for irrigation purposes from the John Day River as follows, to-wit:

<u>Name of Owner Appearing in Findings</u>	<u>Date of Priority</u>	<u>Place of Use</u>
Mosier, Victor E., & Adel E.	1881	13.6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 12.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20,
	1837	8.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 7.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T. 13 S., R. 29 E., W.M.
Boyce, Ira G., & Clara A.	1865	40 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 35 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, T. 13 S., R. 29 E., W.M.
		13 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21, T. 13 S., R. 29 E., W.M.
Yokom, Dexter A.	1885	

All of the above-described lands are irrigated through the Boyce Ditch, the point of diversion of said ditch being located south 26° 45' east 1142 feet from the west $\frac{1}{4}$ corner Section 21, Township 13 South, Range 29 East, W. M., and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 21.

The applicants herein, owners of the above-described lands propose to change the point of diversion upstream approximately 600 feet to a point to be located south 27° 30' east 1817 feet from the west $\frac{1}{4}$ corner Section 21,

Township 13 South, Range 29 East, W. M., and being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 21.

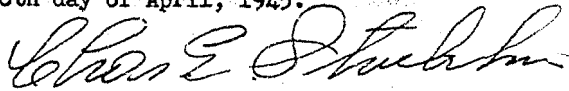
Notice by publication as provided by Section 116-606, O. C. L. A., was not given in connection with this application for the reason said section provides that notice is not required in applications for a change in point of diversion of less than one-quarter mile and where there are no intervening diversions between the present and proposed points of diversion.

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 point of diversion of water from John Day River, to-wit: from a point located south 26° 45' east 1142 feet from the west $\frac{1}{4}$ corner Section 21, Township 13 South, Range 29 East, W. M., to a point to be located south 27° 30' east 1817 feet from the west $\frac{1}{4}$ corner, said Section 21, be and the same hereby is approved for irrigation purposes as follows:

<u>Date of Priority</u>	<u>Place of Use</u>
1881	✓ 13.6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ✓ 12.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20,
1887	✓ 8.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ✓ 7.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T. 13 S., R. 29 E., W.M.
1865	✓ 40 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓ 35 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, T. 13 S., R. 29 E., W.M.
1885	✓ 13 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ✓ 4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21, T. 13 S., R. 29 E., W.M.

Dated at Salem, Oregon, this 10th day of April, 1945.


CHAS. E. STRICKLIN
State Engineer

Amended, p. 21, A. L. R. p. 375
Approved by _____
Date _____
