

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF MINNIE D. MCCAFFERY FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM DESCHUTES RIVER.)

O R D E R
APPROVING APPLICATION

On June 14, 1956 Minnie D. McCaffery of Redmond, Oregon, filed an application for the approval of a change in place of use of water from Deschutes River pursuant to the provisions of ORS 540.510 to 540.530.

The State Engineer's supplemental findings of fact and order of determination entered May 15, 1953, in the matter of the determination of the relative rights to the use of the waters of Deschutes River and its tributaries, determined the extent to which the inchoate water rights of the Central Oregon Irrigation District were completed. In said findings the State Engineer found that Frank McCaffery, a land owner within the Central Oregon Irrigation District, reclaimed and irrigated 0.5 acre in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, Township 15 South, Range 13 East, W. M.

Minnie D. McCaffery, owner of the land above described, proposes to transfer the water rights therefrom without loss of priority, to 0.5 acre in Lots 17 to 22, inclusive, Block 69 of Hillman, also known as Terrebonne, in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 14 South, Range 13 East, W. M.

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

All the lands involved herein are within the boundaries of the Central Oregon Irrigation District and the board of directors of said district, at a regular meeting held June 6, 1956, approved the proposed change in place of use of water.

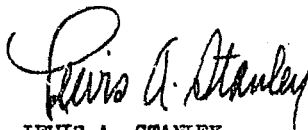
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water from Deschutes River be and the same hereby is approved and that the water right hereinbefore described as appurtenant to 0.5 acre in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, Township 15 South, Range 13 East, W. M., be severed therefrom and simultaneously and without loss of priority transferred to 0.5 acre in Lots 17 to 22, inclusive, Block 69 of Hillman, also known as Terrebonne, in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 14 South, Range 13 East, W. M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1957 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 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 the Central Oregon Irrigation District or its successor in interest to the extent to which the water has been applied beneficially at the time certificates are issued in the Deschutes River adjudication proceedings.

Dated at Salem, Oregon this 18th day of June 1956.



LEWIS A. STANLEY
State Engineer

*Noted on Suppl. Findings
Vol. 15, p. 245
Tax. # M-104*

*These lands partly returned
by Sp. Or. Vol 22 p 33 (T-2606)*