

BEFORE THE STATE ENGINEER OF OREGON

Crook County

IN THE MATTER OF THE APPLICATION)
OF SAMUEL W. McCALL FOR THE APPRO-)
VAL OF A CHANGE IN POINT OF DIVER-)
SION OF WATER FROM CROOKED RIVER.)

O R D E R
APPROVING APPLICATION

On April 7, 1953 Samuel W. McCall of Redmond, Oregon filed an application for the approval of a change in point of diversion of water from Crooked River, pursuant to the provisions of Section 116-606, O.C.L.A.

In the adjudication proceedings determining the relative rights to the use of the waters of the Crooked River and its tributaries, a water right was adjudicated in the name of Peoples Irrigation Company for the irrigation of, among other lands, 40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 14 South, Range 14 East, W. M., with a date of priority of 1904 and 1910, through the Peoples Ditch. The point of diversion of the Peoples Ditch is located 744.2 feet south and 321 feet east from the northwest corner of the SW $\frac{1}{4}$, Section 8, and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 8, Township 15 South, Range 16 East, W. M.

Samuel W. McCall, owner of the lands above described, proposes to change the point of diversion for the irrigation of said lands to the head of the Low Line Ditch, the point of diversion of said ditch being located 260 feet north and 238 feet east from the southwest corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, and being within the said NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 14 South, Range 14 East, W. M.

Notice by publication as provided by Section 116-606, O.C.L.A., was given in the Central Oregonian, a newspaper printed and having general circulation in Crook County, Oregon, for a period of at least three weeks, being the issues of April 30 and May 7 and 14, 1953. The time fixed for hearing in the notice was not less than 30 days after the last publication of said notice.

Mr. R. L. Schee, Watermaster of District No. 11, has filed a statement to the effect that the proposed change in point of diversion of water from Crooked River may be made without injury to existing rights.

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

From a point located 744.2 feet south and 321 feet east from the northwest corner of the SW $\frac{1}{4}$, Section 8, and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 8, Township 15 South, Range 16 East, W. M.,

To a point to be located 260 feet north and 328 feet east from the southwest corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, and being within the said NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 14 South, Range 14 East, W. M.,

for the irrigation of 40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 14 South, Range 14 East, W. M., be and the same hereby is approved.

It is FURTHER ORDERED that the construction work required to be done in connection with the proposed change in point of diversion of water shall be completed on or before October 1, 1954 or within such extension of time as may be granted by the State Engineer for good cause shown.

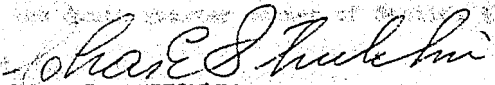
Dated at Salem, Oregon this 22nd day of July 1953.

Noted on Decree

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Cert. # 638

File # M-92


CHAS. E. STRICKLIN
State Engineer