

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION OF)
LEE VERLEY, JOE FALES, FISHER LOGAN,)
VIOLA LOGAN, BYRON F. LOGAN, ERMA)
CROUCH AND DESCHUTES COUNTY, OREGON)
AND EVERETT ROMANE FOR THE APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)
FROM DESCHUTES RIVER.)

O R D E R

APPROVING APPLICATION

On June 29, 1950, Lee Verley, Joe Fales, Fisher Logan and Viola Logan, husband and wife, Byron F. Logan, Erma Crouch, Deschutes County, Oregon and Everett Romane filed an application for the approval of a change in place of use of water from Deschutes River, pursuant to the provisions of Section 116-606, O. C. L. A.

By decree of the Circuit Court for Deschutes County, dated February 10, 1928, in the matter of the determination of the relative rights to the use of the waters of Deschutes River and its tributaries, and by reason of supplementary transfers of water rights, the Arnold Irrigation Company, now Arnold Irrigation District, has an inchoate water right to the use of the waters of Deschutes River with dates of priority of February 1, 1905 and April 25, 1905, for the irrigation of, among other lands, the following:

35 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$
31 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 1,
40 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 14,
38 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
33 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15,

20 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 21,
 35 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 22,
 Township 18 South, Range 12 East, W. M.

The applicants herein, owners of 40 acres of the lands above described, to-wit:

No. of acres	Sub-division	Section	Owned by
	T. 18 S., R. 12 E., W. M.		
5	NE $\frac{1}{4}$ SW $\frac{1}{4}$	1	(Fisher Logan, Viola Logan
1	NW $\frac{1}{4}$ SW $\frac{1}{4}$	1	(and Byron F. Logan
15	SE $\frac{1}{4}$ SW $\frac{1}{4}$	14	Deschutes County, Oregon
3	NE $\frac{1}{4}$ NW $\frac{1}{4}$	15	Erma Crouch
4	SE $\frac{1}{4}$ NW $\frac{1}{4}$	15	Erma Crouch
7	SE $\frac{1}{4}$ NW $\frac{1}{4}$	21	Joe Fales
5	NE $\frac{1}{4}$ NW $\frac{1}{4}$	22	Lee Verley

propose to transfer the inchoate water rights appurtenant thereto, without loss of priority, to the following described lands owned by Everett Romane, to-wit:

15 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
 13 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$
 12 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 18,
 Township 18 South, Range 13 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 applications for only a change in place of use of water.

All lands involved herein are within the boundaries of the Arnold Irrigation District and the Board of Directors of said district, on June 26, 1950, 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 be and the same hereby is approved, and that the water right hereinbefore described as appurtenant to the following described lands, to-wit:


5 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$
1 acre in the NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 1,
15 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 14,
3 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15,
4 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15,
7 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 21,
5 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 22,
Township 18 South, Range 12 East, W. M.,

be severed therefrom and simultaneously and without loss of priority transferred to the following described lands, to-wit:

15 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
13 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$
12 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 18,
Township 18 South, Range 13 East, W. M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before June 30, 1950.

Dated at Salem, Oregon, this 30th day of June, 1950.


CHAS. E. STRICKLIN
State Engineer