

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION)
OF RUSS A. BRIGGS, J. R. HALL,)
VIRGIL L. BUSH, AND EDGAR W.)
HOLLINGER, KNOWN AS CRAIG DITCH)
COMPANY, FOR APPROVAL OF A CHANGE)
IN POINT OF DIVERSION OF WATER)
FROM SOUTH MYRTLE CREEK.)
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O R D E R
APPROVING APPLICATION

On February 3, 1941, Russ A. Briggs, J. R. Hall, Virgil L. Bush, and Edgar W. Hollinger, known as Craig Ditch Company, of Myrtle Creek, Oregon, filed an application for the approval of a change in point of diversion of water from South Myrtle Creek.

Certificate of water right recorded at Page 8914, Volume 8, State Record of Water Right Certificates, was issued to W. L. Fisher, G. C. Richardson, J. R. Hall, and A. V. Ady, confirming a right under Permit No. 8310 for the use of 2 cubic feet per second of the waters of South Myrtle Creek for the irrigation of 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, Township 29 South, Range 4 West, W. M.; 30 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 20 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 26 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, 3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19, and 25 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20, Township 29 South, Range 3 West, W. M., with a date of priority of April 5, 1927, through the Craig Irrigation System Ditch, the point of diversion of such ditch being located south 3° 39' east 714.5 feet from the northeast corner of Craig D. L. C. No. 37, in Section 20, Township 29 South, Range 3 West, W. M.

The applicants herein, owners of the above-described lands, propose to change the point of diversion upstream to a point to be located approximately north 15° west 760 feet from the southeast corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, Township 29 South, Range 3 West, W. M.

Notice by publication as provided by Section 116-606, O. C. L. A., was given in the Myrtle Creek Mail, a newspaper of general circulation in Douglas County for a period of four successive and consecutive weeks in the issues of February 13, 20, 27, and March 6, 1941.

No objections having been filed, it appears that the proposed change in point of diversion may be made without injury to existing rights and the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in point of diversion of water from South Myrtle Creek, to-wit: From a point located south $3^{\circ} 39'$ east 714.5 feet from the northeast corner of Craig D. L. C. No. 37, in Section 20, Township 29 South, Range 3 West, W. M., to a point upstream to be located approximately north 15° west 760 feet from the southeast corner of $SE\frac{1}{4} NE\frac{1}{4}$, Section 20, Township 29 South, Range 3 West, W. M., be and the same hereby is approved.

Dated at Salem, Oregon, this 25th day of April, 1941.



CHARLES E. STRICKLIN

State Engineer

Noted on Cert. 8914

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