

Jackson County.

IN THE MATTER OF THE APPLICATION OF)
 EAGLE POINT IRRIGATION DISTRICT FOR)
 AN ALLOTMENT OF THE WATERS OF BIG BUTTE) O R D E R .
 CREEK, HERETOFORE WITHDRAWN FROM APPRO-)
 PRIATION UNDER THE PROVISIONS OF CHAPTER)
 87, LAWS OF OREGON FOR 1913.)

Now at this time this matter coming on for consideration by the State Engineer, after full hearing of all interested parties on October 10, 1923, pursuant to notice, and the State Engineer having carefully considered all evidence and data presented, and it appearing:

That on the 21st day of August, 1915, the unappropriated waters of Big Butte Creek were withdrawn from appropriation by the State Engineer under the provisions of Chapter 87, Laws of Oregon for 1913, for the benefit of irrigation in Rogue River Valley and in connection with cooperative investigations by the State of Oregon and the U. S. Reclamation Service. That the Eagle Point Irrigation District has made application for an allotment of a part of the water so withdrawn, and has paid to the State and Reclamation Service its proportionate part of the cost of said investigations.

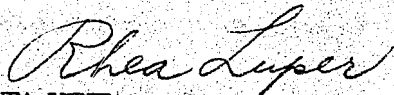
That objections to an allotment to said District have been filed by the California Oregon Power Company and by Isabella Rowley, but it appears that the rights of said parties could not be in any way adversely affected by an allotment to the applicant herein. That no other parties have appeared herein, and there are apparently no conflicting claims for water rights from said stream that would be injured by the granting of an allotment to said Eagle Point Irrigation District.

And it further appearing that said Eagle Point Irrigation District is entitled to the assignment of that portion of the plans and information secured in connection with said cooperative investigations which pertain to the reclamation of the lands within said District, and

to a permit to appropriate the amount of water required for the irrigation of its lands,

NOW, THEREFORE it is ORDERED that there is hereby allotted to the Eagle Point Irrigation District from the waters of Big Butte Creek withdrawn August 21, 1915, the amount of water which may be beneficially applied to the irrigable lands in said District in accordance with the terms of the permit issued pursuant to this order, not to exceed 100 cubic feet per second measured at the diversion point of the main canal of said District from said stream. And it is further ORDERED that the priority of said right shall be the date of the withdrawal, namely, August 21, 1915, and that no superiority of right shall be acquired by said District as against any subsequent allottee by reason of prior allotment.

Dated this 20th day of February, 1924, at Salem,
Oregon.



RHEA LUPER,
STATE ENGINEER.