

BEFORE THE STATE ENGINEER OF OREGON

Deschutes County

IN THE MATTER OF THE APPLICATION)
OF D. R. ADRIAN AND MRS. VIOLA)
ADRIAN FOR APPROVAL OF A CHANGE)
IN PLACE OF USE OF WATER.)
-----)

O R D E R

APPROVING APPLICATION

On May 23, 1941, D. R. Adrian and Mrs. Viola Adrian of Lapine, Oregon, filed an application for approval of a change in place of use of water from Deschutes River.

In the adjudication proceedings determining the relative rights to the use of the waters of Deschutes River and its tributaries, a water right was recognized in the name of the Central Oregon Irrigation District for the irrigation of, among other lands, 37 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, Township 14 South, Range 13 East, W. M.

The applicants herein, owners of the above-described land, propose to transfer the water rights therefrom to 14 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 23 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, Township 14 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 in applications for only a change in place of use of water.

The Board of Directors of the Central Oregon Irrigation District having approved the proposed transfer at its regular March meeting and it appearing that such change in place of use can 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 37 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, Township 14 South, Range 13 East, W. M., be severed therefrom and

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simultaneously and without loss of priority transferred to 14 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 23 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, Township 14 South, Range 13 East, W. M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use within the time fixed for completion of the inchoate water rights allowed in the matter of the determination of the relative rights to the use of the waters of Deschutes River and its tributaries or such extension of time as may be granted in said matter by the State Engineer.

Dated at Salem, Oregon, this 27th day of May, 1941.


CHAS. E. STRICKLIN

State Engineer

*Noted on Decree,
Vol. 9, p. 466*