BEFORE THE STATE WATER BOARD OF THE STATE OF OREGON WASCO COUNTY.

IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS OF THE VARIOUS CLAIMANTS TO THE USE OF THE WATERS OF WHITE RIVER AND ITS TRIBUTARIES, A TRIBUTARY OF THE DESCHUTES RIVER.

FINDINGS OF FACT
A N D
ORDER OF DETERMINATION.

Now at this time, the above entitled matter comping on before the State Mater Board of the State of Oregon, and it appearing to said Board that all of the evidence and testimony taken in the above entitled proceeding has been duly filed in the office of said Board, and the said Board having carefully considered all of the said evidence, proofs and testimony taken, and the information and data gathered by the State Engineer; and being now fully advised in the premises, makes and orders to be entered of record in its office the following

FINDINGSOF FACT ANDORDER OF DETERMINATION

1.

That on the 18th day of November, 1909, there was filed in the office of the State Water Board of the State of Oregon a petition signed by L. B. Haines and others, water users upon said stream, requesting a determination of the relative rights of the various claimants to the vaters of said stream. That thereupon the said State Water Board, after a full investigation and due consideration of said petition, finding the facts and conditions such as to justify the making of a determination of the relative rights of the various claimants to the waters of said stream and its tributaries, made and entered an order in the records of said office, fixing a time and place for the beginning and making of such an examination of said stream by the State Engineer as would enable the said Board to determine the rights of said claimants, and also the time and place for the beginning and taking of testimony by the State Water Superintendent. That the said time and place where said State Engineer or his assistants should begin the examination of said stream was set by said Board for Tuesday, the 9th day of September, 1919, and the time when the State Water Superintendent should attend and take the testimony of the various claimants was set by order of said Board for Tuesday, the 9th day of September, 1919, in the Circuit Court room of the County Court House in the city of The Dalles, Wasco County, Oregon, and on Wednesday the 10th day of September, 1919, at Tygh Valley, Wasco County, Oregon, and for aperiod of

1

sixty days beginning on Monday, the 29th day of S eptember, 1919, in the office of said State Water Superintendent, in the City of La Grande, Union County.

2

That a notice was prepared by said Board setting forth the date when the State Engineer, or his assistants, would begin the investigation of the flow of said stream and the ditches diverting water therefrom, and the time and place certain when the State Water Superintendent would begin the taking of testimony as to the relative rights of the various claimants to the waters thereof, and said notice was published in two issues of the The Dalles Chronicle, a newspaper published daily in the City of The Dalles, Wasco County, Oregon, and of general circulation in the County of Wasco, State of Oregon, said two issues being those of July 30th and August 2nd, 1919, the date of the last publication of said notice being more than thirty days prior to the date fixed for the making of said examination and measurement of said streams and ditches by the State Engineer, and for the beginning of the taking of testimony by the State Water Superintendent.

3

That prior to the 3rd day of August, 1919, the State Water Superintendent did send by registered mail to each person, firm and corporation claiming a right to the use of the water of said stream, or any tributary thereof, and to each person, firm and corporation, owning or being in possession of land bordering on or having access to said stream or its tributaries, insofar as said claimants, owners, firms or corporations in possession could be reasonably ascertained, a similar notice to said published notice, setting forth the date when the State Engineer would commence the examination of said stream and its tributaries, and the ditches diverting water therefrom and the time and place certain when the State Water Superintendent would commence the taking of testimony as to the relative rights of the various claiments to said stream and its tributaries, and the said Superintendent did enclose with each of said notices a blank form upon which the said claimants or persons in possession should present in writing all the particulars necessary for the determination of their rights to the waters of said stream, or a tributary thereof, under eath. That due proof of publication of said notice and of the sending of said notice by registered mail has been made, and is duly filed and is a part of the record hereof.

4

That at the time specified in said original notice, a duly qualified assistant of the State Engineer of the State of Oregon, did proceed to make an examination of the

said stream and its tributaries, and all of the ditches diverting water therefrom, and of the land irrigated and susceptible to irrigation from said ditches and canals, together with the measurements thereof, which observations and measurements were made a matter of record in the office of the State Engineer, and the State Engineer did prepare a plat and a map on a scale of measurement of four (4) inches to the mile, showing with substantial accuracy the course of said stream and its tributaries and the location of the various ditches diverting water therefrom, and the legal subdivisions of land which had been irrigated or which were susceptible to irrigation from said ditches and canals already constructed, blue prints and copies of the said maps and information duly certified to by the State Engineer, being now on file herein, and a part of the record hereof.

5.

That statements and proofs of claim to the use of the waters of said stream and its tributaries were filed with the State Water Superintendent by the following mamed persons, firms and corporations:

> Badger Ditch Company Balzer, Gustav Bargenholt, Goo. W Boatty, J. W. Bennett, A. S. Bennett, S. T., et al Bernhagen, Albert F Bisksel, Fred Blanchard, J. F. Bradway, J. C. Bonney, A. A. Brittian, O. C. Brown, Geo. W .

Campbell; J. D. Chastain, J. O. Craft, Mrs. E. L.

Davidson, J. W. Disbrow, Blaine Duncan, Marion A

Endersby, U. S.

Farlow, C. N. Farlow, J. M. & G. N. Farlow, J. W. Farlow, T. E. Feltch, Frank T Fitzpatrick & Son Fitzpatrick, J. H. Fowler, F. M. French Estates, c/o E.E.French

Gate Creek & Rock Creek Ditch Co. Wamic, Oregon Gavin, John Gilles, A. H. Gish, Ernest J

Wamie, Oregon. Tygh Valley, Oregon Wamic, Oregon Hood River, Oregon 1625 Court St. Salem, Oregon Wamic; Orogon Wamic; Oregon Wamic, Orogon Wamic, Orogon Wamic, Orogon
Tygh Valley, Orogon. Wamic, Oregon. Vernonia, Oregon

Wamic, Oregon Mamic, Oregon Wamic, Orogon

Tygh Valley, Orogon Wamic, Oregon Wamic, Oregon

Wapinitia, Oregon

Wamic, Oregon Mamic, Oregon Wamic, Oregon Mamic, Oregon Wamic, Oregon Tygh Valley, Oregon Tygh Valley, Oregon Vamic, Oregon The Dalles, Oregon

The Dalles, Oregon damic; Oregon Wamic, Oregon

Haines, Roy B Hardin, S. 7. Tygh Valley; Oregon. Tygh Valley, Oregon Harth, Charles Hauser & Dahl Tygh Valley; Oregon Tygh Valley, Oregon Tygh Talley, Orogon Hauser, K. L. Wamic, Oregon Wamic, Oregon Highland Ditch Company-Hill, C. A. Tygh Walley, Oregon Isbell, James P Wamic, Oregon Johnson, Floyd Reop, Joseph R Portland, Oregon Wamic; Oregon Kennedy, J. E. Kennedy, J. L. Wamic, Oregon Wamic, Orogon Kinney, Miles L Largo, Etta Wamic; Oregon Ledford, S. G. Wamic, Orogon Lost & Boulder Ditch Company Wamie, Oregon Wamic, Oregon Lucas, W. E. Magill, J. B. Wamic, Oregon Wamic, Oregon Wamic, Oregon Mayfield, Malinda Mayfield, W. H. Tygh Valley, Oregon Mays, F. P. Tygh Talley, Oregon McCabe, Andrew Tygh Valley, Oregon Tygh Valley, Oregon McCartney, Alex McCorklo, F. E. Wamic, Oregon Miller, J. H. ct al Wamic, Oregon Morrow, F. A. Wamic, Oregon Nickerson, W. N. Tygh Talley, Oregon Norval; W. R. Norval, W. T. Wamic, Oregon Wamic, Orogon Pacific Power & Light Company Levis A. McArthur, Agent Gasco Bidg., Portland, Oregon Patison, A. M. Wamic, Oregon Patison, B. M. Wamic, Oregon Pitcher, Bert Purcell, Will T Tygh Valley, Oregon Wamic, Oregon Ronno, Mintie G Camas Valley, Oregon Round Prairie Water Ditch Company, Wanic, Oregon Wamic, Oregon Wamic, Oregon Seufert, Ers. T. J. Jr Shadley, Abraham T Simms Harry Vamic, Oregon
Southern Wasco County Fair Association, Tigh Valley, Oregon
Spath, Mrs. J The Dalles, Oregon Stancliffe, D. M. Edinburg, Pa Steers, V. P. Stilwell, W. C. Tygh Valley, Oregon Tygh Talley, Oregon Three Mile Creek Water Ditch Company Wamic, Oregón Tygh Talley High Line Ditch Company Tygh Valley, Orogon Van Duyn, C. J. Tygh Talley, Oregon 412 Fonton Bldg., Portland, Oregon Wapinitia Irrigation Company Wing; C. W. Tygh Talley, Orogon Wamic, Oregon Wamic, Oregon Wamic, Oregon Wing; Elsie Savage Wing, Henry Wing, Joo Wing, Steve Wamic, Orogon Wing, Wilbur Wamic, Oregon Wemic, Oregon Woodcock, J. E.

Young, A. M.

Zumwalt, W. E., et al

Kuna, Idaho

Wamic, Oregon.

That the following named persons, firms and corporations were duly notified by registered mail and by publication of said notices as hereinbefore set forth, and that each and all of them, although so notified, have failed, neglected and refused to appear herein and submit proof of their rights to said stream, if any they have or claim, and that such parties are in default, and that such default should be and hereby is entered against them, to-wit:

Ayers, J. W .

Bargenholt, C. A. Brown, J. S.

Crabtree, Charles

Enbankor, J. H.

Farlow, W. H. Foster, C. G.

Garn, Mrs. Gibbs, A. D.

Haines, L. B. Haines, Gay Hill, T. J.

Jones, M. L. Jones, Mrs. N. J.

Konnedy, L. Kennody, M Konyon, S. A. Kinyon, Mrs. M. S.

Lake A.E. Lodford, G. R. Lodford, W. A.

Mayfield, John Mays Brothers McGill, F. E. McGill, J. J. Morrow, J. E.

Palmater, M. B. Patterson, Bud

Rooker, Mrs. R. T.

Savage D Shaw, Chas. Spath, J. H. Spoor, F. E.

Willingsworth, J. L. Thornton, H. P. Thompson, J. L.

Wanderpool, W. T.

Westfall, E. Whaite, R. J. Walson, Leonard D Wing, Ed Wing, Géorge Woodcock, Ed Woodcock, J. R.

W amic, Oregon

W amic; Oregon W amic, Oregon

Tygh Valley, Oregon

Wamic, Orogon

W amic, Oregon Tygh Valley, Oregon

Imbler, Oregon Tygh Valley, Oregon

Tygh Valley, Orogon Boyd, Orogon Wamic, Orogon

Brooks, Oregon Wamic, Oregon

Wamic, Oregon Wamic, Oregon Tygh Talley, Oregon Tygh Valley, Oregon

Wamic, Oregon Wamic, Oregon Wamic, Oregon

Wamic, Oregon Tygh Talley, Oregon Wamic, Oregon Wamic, Oregon Tygh Talley, Oregon

Wamic, Oregon Wamic, Oregon

Tygh Valley, Oregon

Wamic, Oregon Wamic, Oregon Wamic, Oregon Wamic, Oregon

Wamic, Oregon Wamic, Oregon Tygh Talley, Oregon

Tygh Valley, Oregon

Wamic, Oregon
Wamic, Oregon
Wapinitia, Oregon
Wamic, Oregon
Tygh Walley, Oregon
Wamic, Oregon
Wamic, Oregon

That upon the completion of the taking of the testimony by the State Water Superintendent, said Superintendent did, on the 24th day of June, 1920, give notice by registered mail to each of the various claimants to the vaters of said stream and its tributaries, that at the times and places named in said notice, to-wit: Beginning on Tuesday, the 6th day of July, 1920, and ending on Saturday, the 10th day of July, 1920, from 9:00 to 12:00 o'clock A. M., and from 2:00 to 5:00 P. M. at the Court House in The Dalles, Wasco County, Oregon, and beginning on Monday the 12th day of July, 1920, and ending on Saturday, the 31st day of July, 1920, at the office of the State Water Superintendent, at La Grande, Union County, Oregon, all of said evidence would be open to inspection by the various claimants or owners. That said Superintendent did, in accordance with said notice, attend at said times and places and keep said evidence open for said periods, and said notice did also state therein the county in which the determination of the State Water Board would be heard by the Circuit Court of the State of Oregon, to-wit: Wasco County, Oregoni That due proof of the holding of said inspection and the sending of the said notices by registered mail has been made and filed herein.

. 8.

That within five days after the closing of the public inspection of the statements and proofs of claim of the various claimants, notices of contest were filed by the following named contestants against the following named contestees:

Contest No. 1

Contest No. 2

Pacific Power & Light Company a corporation

Contestant

Contestee

Pacific Power & Light Company,

a corporation,

VS

T. E. Farlow

B. W. Morgan

Contestee

Contestant

Contest No. 3

Pacific Power & Light Company a corporation

Contestant

Contost No. 4

Pacific Power's Light Company a corporation,

Contestant

vs

S. G. Lodford,

Etta Largo

Contestee

Pacific Power & Light Company a corporation,

Contostant

Contestoes

Contest Ho. 6.

Pacif Power & Light Company ; a corporation

VS

Contestant

VS

J. M. Farlow and

C. N. Farlow

C. N. Farlow

Contesteo.

Contest No. 7

Pacific Power & Light Company, a corporation

Contostant

Contest No. 8

Pacific Power & Light Company a corporation

Contestant

VS

C. N. Farlow

Contestee

Marion A. Duncan

VS

Contestee

Contest No. 9

Pacific Power & Light Company a corporation

Contestant

Contest No. 10

Pacific Power & Light Company a corporation

Contastant

٧S

Blaine Disbrow

Contestee

Mrs. E. L. Craft

VS

Contestee

Contest No. 11

Pacific Power & Light Company, a corporation,

Contestant

Contest No. 12

Pacific Power & Light Company a corporation,

Contestant

vs

G. W. Bargenholt,

Contestee

J. W. Batty, Jr

VS

Contestee

Contest To. 13

Pacific Power & Light Company, a corporation

Contestant

Contest No. 14

Pacific Power & Light Company, a corporation

Contestant

VS

Mrs. J. Spath

Contested

D. M. Stancliffe

VS

Contestee

Contest No. 15

Pacific Power & Light Company, a corporation

Contestant

Contest No. 16

Pacific Power & Light Company, a corporation.

Contestant

75

J. F. Blanchard

Contestee.

J. C. Bradway

V5

Contestee

WHITE RIVER -7-

Pacific Power & Light Company a corporation

Contestant

VS

J. W. Farlow

Contestee

Contest No. 18

Pacific Powef & Light Company, a corporation

Contestant

J. E. Woodcock

Contestee

Contest No. 19

Pacific Power & Light Company a corporation

Contestant

VS

W. H. Mayfield

Contestco

Contest No. 20

Pacific Power & Light Company acorporation

Contestant

V3

J. E. Kennedy

Contestee

Contest No. 21

Pacific Power & Light Company, a corporation

Contestant

VS

Albert Hill

Contestee

Contest No. 22

Pacific Power & Light Company, a corporation

Contestant

VS

Frank T. Foltch

Contestee

Contest No. 23

Pacific Power & Light Company a corporation

Contestant

vs

Steve Wing

Contestee

Contest No. 24

Pacific Power & Light Company,

a corporation

Contostant

VS

C. W. Wing

Contestco

Contest No. 25

Pacific Power & Light Company, a corporation

Contestant

VS

J. B. Magill

Contestec

Contest No. 26

Pacific Power & Light Company,

a corporation

Contastant

vs

J. B. Magill

Contestee

Contest No. 27

Pacific Power & Light Company acorporation

Contestant

vs

F. H. Fowler

Contestee

Contest No. 28

Pacific Power & Light Company

a corporation

Contestant

ΣŢ

Badger Ditch Company,

Contestee

WHITE RIVER -8-

Pacific Power & Light Company a corporation

Contestant

Contest No. 30

Pacific Power & Light Company a corporation

Contestant

VS

Round Prairie Water Ditch Company

Contestec.

Mintie G. Renno

Contestoc

Contest No. 31

Pacific Power & Light Company a corporation

Contestant

Contest No. 32

Pacific Power & Light Company

a corporation

Contestant

75

Will T. Purcell

Contestee

Bert Pitcher

Contestee

Contest Nb. 33

Pacific Power & Light Company, a corporation

Contestant

Contest No. 34

Pacific Power & Light Company

a corporation

V8

Contestant

VS

A. M. Patison

Contestee

A. P. Patison

Contestec

Contest No. 35

Pacific Power & Light Company;

a corporation

Contestant

Contest No. 36

Pacific Power & Light Company,

a corporation

Contestant

VS

W. N. Nickerson

Contestoe

A. A. Bonney

Contestee

Contest No. 37

Pacific Power & Light Comoany,

a corporation

Contestant

Contestee

Contest No. 38

Pacific Power & Light Company,

a corporation

Contestant

VS

Gustav Balzer

A. M. Young

Contesteo

Contest No.39

Pacific Power & Light Company,

a corplation

Contestant

Contest No. 40

Pacific Power & Light Company,

a corporation

VS

Contestant

٧s

Henry Wing

C. W. Wing

Contestee

Contestee

WHITE RIVER -9-

Pacific Power & Light Company, a corporation

VS

Contestant

Contestee

Pacific Power & Light Company,

a corporation Contestant

VS

Andrew McCabo

F. E. McCepkle

_

Contestoe

Centest No. 43

Pacific Power & Light Company, a corporation

VS

Contestant

Abraham T. Shadley

Contestee

Contest No. 44

Contest No. 42

Pacific Power & Light Company, a corporation

Contestant

vs

J. H. Fitzpatrick

Contestee

Contest No. 45

Pacific Power & Light Company, a corporation

Contestant

vs

Steve Wing

Contestee

Contest No. 46

Pacific Power & Light Company,

a corporation

Contestant

V3

Steve Wing

Contestee

Contest No. 47

Pacific Power & Light Company, a corporation

Contestant

٧s

Joseph R. Koop

Contestee

Contest No. 48

Pacific Power & Light Company,

a corporation

Contostant

VS

W apinitia Irrigation Company

Contesteo

Contost No. 49

Pacific Power & Light Company, a corporation

Contestant

vs

Tygh Talley High Line Ditch Company

Contestco

Contest No. 50

Pacific Power & Light Company,

a corporation

Contestant

VS

The Gate and Rock Creek Ditch Company

Contestea

Contest No. 51

Pacific Power & Light Company, a corporation

Contostant

vs

Lost & Boulder Ditch Company

Contestoc

Contest No. 52

Pacific Power & Light Company, a corporation

Contestant

VS

The Three Mile Creck Water
Ditch Company

Contestee

WHITE RIVER -10-

Pacific Power & Light Company, a corporation

Contestant

Contest No. 54

Wapinitia Irrigation Company, a corporation

Wapinitia Irrigation Company,

VS

Contestant

VS

French Estates

Contestoc

F. P. Mays

Contesteo

Contest No. 55

Wapinitia Irrigation Company, a corporation

Contestant

a corporation

Contestant

VS

Stovo Wing

Contestoo

Tygh Yalley High Line Ditch

VS

Company Contestee

Contest No. 57

Wapinitia Irrigation Company a corporation

Contestant

Contest No. 58

Contest No. 56

Wapinitia Irrigation Company,

a corporation

VB

Contestant

J. D. Campbell

Contestoe

Fred Bicksel.

Contestee

Contest No. 59

W apinitia Irrigation Company, a corporation

٧s

Contestant

Contost No. 60

Wapinitia Irrigation Company,

Contestant

a corporation

VS

Contostco

W . N. Nickerson

Contestee

Contest No. 61

Wapinitia Irrigation Company, a corporation,

Contestant

Contostoo

Contest No. 62

Wapinitia Irrigation Company,

a corporation

VS

Contestant

VS

W. T. Norval

A. A. Bonney

A. P. Patison

Contestee

Contest No. 63

Wapinitia Irrigation Company, acorphration

Contestant

Contost No. 64

Wapinitia Irrigation Company, a corporation

Contestant

٧s

J. W. Batty

G. W. Bargonholt

VS

Contestee

Contestoe

WHITE PITER -11.

Wapinitia Irrigation Company a corporation

Contestant

Contest No. 66

Mapinitia Irrigation Company, a corporation

Wapinitia Irrigation Company,

Contestant

B. M. Patison

Contostce

W. R. Norval

Contestee

Contest No. 67

Wapinitia Irrigation Company, a corporation

Contestant

a corporation

Contestant

VB

Pacific Power & Light Company,

Contestee

Joseph R. Keep

VS

Contestee

Contost No. 69

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 70

Contest No. 68

Wapinitia Irrigation Company, a corporation

Contestant

vs

J. R. Koop

Contestee

W. C. Stilwell

Contestee.

Contost No. 71

Wapinitia Irrigation Company, acorporation

Contestant

Contest No. 72

Vapinitia Irrigation Company, a corporation

VS

Contestant

VS

C. B. Dahl

Contastee

7. P. Speers

Contestee

Contest No. 73

Wapinitia Irrigation Company, a corporation

Contestant

Contestee

Contest No. 74

Wapinitia Irrigation Company, a corporation

Contestant

VS

H enry Wing

W. E. Lucas

Contestee

Contast No. 75

Wapinitia Irrigation Company, a corporation

Contestant

Contestee

Contost No. 76

W apinitia Irrigation Company, a corporation

Contestant

George W. Brown

Blaine Disbrow

VS

Contestoe

Wapinitia Irrigation Company. a corporation

Contestant

VS

C. N. Farlow

Contestee

Contest No. 78

Wapinitia Irrigation Company, a corporation

Contostant

VS

Marion A. Duncan

Contestee

Contest No. 79

Wapinitia Irrigation Company, a corporation

Contestant

VS

C. J. Van Duyn

Contestee

Contest No. 80

Wapinitia Irrigation Company, a corporation

Contestant

VS

Etta Largo

Contestee

Contest No. 81

Wapinitia Irrigation Company, a corporation

Contestant

VS

B. W. Morgan

Contestee

Contest No. 82

Wapinitia Irrigation Company, a corporation

Contestant

VS

Malinda Mayfield

Contestee

Contest No. 83

Wapinitia Irrigation Company, a corporation,

Contestant

vs

Harry Simms

Contestee

Contost No. 84

Wapinitia Irrigation Company, a corporation

Contestant

V5

F. M. Fowler

Contestee

Contest No. 85

Wapinitia Irrigation Company, a corporation

Contostant

٧s

The Badger Ditch Company

Contestee

Contest No. 86

Wapinitia Irrigation Company, a corporation

Contostant

V8

Round Prairie Water Ditch Company,

Contestoc

Contest No. 87

Wapinitia Irrigation Company, a corporation

VS

Contestant

Contest No. 88

Wapinitia Irrigation Company, a corporation

Contestant

VS

A. S. Bonnett

A. D. DUMNETT

Contestee

Gustav Balzer

Contestee

19

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 90

Wapinitia Irrigation Company, a corporation

Contestant

٧S

J. W. Farlow

Contestee

J. F. Blanchard

VS

Contestoo

Contest No. 91

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 92

Wapinitia Irrigation Company, a corporation

٧s

Contestant

vs

J. C. Bradway

Contestoc

J. E. Woodcock

Contestee

Contest No. 93

Wapinitia Irrigation Company, a corporation

Contestant

Contestoe

V8

French Estatos

Contest No. 94

Wapinitia Irrigation Company, a corporation

Contestant

V5

The Three Hile Water Ditch Company

Contestee

Contest No. 95

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 96

Wapinitia Irrigation Company, a corporation

Contestant

VS

Lost & Boulder Ditch Company

Contestoo

VS

Gate and Rock Creek Company,

Contestee

Contest No. 97

Wapinitia Irrigation Company, a corporation

Contostant

Contest No. 98

Wapinitia Irrigation Company, a corporation

Contestant

VS

J. E. Kennedy

Contestee

vs

Albort Hill,

Contestee

Contest No. 99

Wapinitia Irrigation Company, a corporation

Contestant

Contestee

Contest No. 100

Mapinitia Irrigation Company, a corporation

Contestant

Frank T. Feltch

vs Steve Wing

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 102

Contest No. 104

Wapinitia Irrigation Company, a corporation

Wapinitia Irrigation Company,

V8

Contestant

75

C. W. Wing

Contestoo

J. B. Magill

Contestee

Contest No. 103

Wapinitia Irrigation Company, a corporation

Contestant

a corporation

٧s

J. W. Davidson

Contestee

S. G. Ledford

Contestee

Contestant

Contest No. 105

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 106

Wapinitia Irrigation Company, a corporation

Contestant

٧s

J. M. & C. M. Farlow

Contestoe

J. O. Chastain

VS

Contestee

Contest No. 107

Wapinitia Irrigation Company, a corporation

Contestant

Contestee

Contest No. 108

Wapinitia Irrigation Company,

a corporation

VS

Contestant

٧s

F. E. McCorkle

C. C. Brittian

Contestes

Contest No. 109

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 110

Wapinitia Irrigation Company,

a corporation

Contestant

VS

U. S. Endersby

Contestee

•

Androw HcCabe

Contestoc

Contest No. 111

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 112

Wapinitia Irrigation Company, a corporation

Contestant

VS

Wilbur Wing

T. W. Wing

Contestee

Contestee

WHITE RIVER -15-

, . , .

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 114

Wapinitia Irrigation Company, a corporation

Wapinitia Irrigation Company,

Wapinitia Irrigation Company,

Contestant

vs

F. A. Morrow

Contestec

Miller & Zumwalt

78

Contestee

Contest No. 115

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 116

Contestant

٧s

Wasco County Fair Association

Contestee

J. H. Fitzpatrick

VS.

a corporation

Contestoc

Contest No. 117

Wapinitia Irrigation Company, a corporation

VS

Contestant

Contost No. 118

Alox McCartney

Contestee

Albert F. Bornhagen

z٧

a corporation

Contestee

Contestant

Contost No. 119

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 120

Wapinitia Irrigation Company, a corporation

Contestant

VS

T. E. Barlow

Contestoe

Ekie Savage Wing

٧S

Contestee

Contest No. 121

Tygh Valley Highline Water Ditch Company,

Contestant

Contest No.122

Wapinitia Irrigation Company, a corporation

Contestant

75

A. A. Bonney and Southern Wasco County Fair Association

Contestce

M. E. Seufert

VS

Contestee

Contest No.123

Wapinitia Irrigation Company, a corporation,

Contostant

Contest No 124

Wapinitia Irrigation Company, a corporation

vs

Contestant

V5

A. T. Shadley

Contestee

A. M. Young

Contostee

Wapinitia Irrigation Company, a corporation

Contestant

Waginitia Irrigation Company, a corporation

Vapinitia Irrigation Company,

Contestant

VS

A. M. Patison

Contostee

Bert Pitcher

Contost No. 126

Contesteo

Contest No. 127

Wapinitia Irrigation Company, a corporation

Contestant

a corporation

Contestant

VS

W. T Purcell

Contestoc

Carlton L. Popper

VS

Contestee

Contest No. 129

Wapinitia Irrigation Company, a corporation

V3

Contestant

Laura E. Kednody

Contestoo

Contest No. 130

Contest No. 128

Wapinitia Irrigation Company, a corporation

Contostant

78

Hilos L. Kinnoy

Contostee

Contest No. 131

Wapinitia Irrigation Company. a corporation

Contestant

vs

Mrs. E. L. Craft

Contostoe

Contest No. 132

Wapinitia Irrigation Company, a corporation

Contestant

D. H. Stancliffe

Contestee

Contest No. 133

Wapinitia Trrigation Company, a corporation

VS

Contestant

Contestee

Mrs. J. Spath

Contest No. 134

Wapinitia Irrigation Company, a corporation

Contestant

W. H. Mayfield

Contestee

Contest No. 135

Pacific Power & Light Company, a corporation

Contestant

Contest No. 136

Pacific Power & Light Company, a corporation

Contestant

VS

A. M. Patison

Contestoe

The Highland Ditch Company, a corporation

Contesteo

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 133

F. P. Mays

Contostant

٧S

Joseph R. Keep (Note: This was filed as an answer to Contests No. 68 & 69) Contested

E. C. Fitzpatrick, J. H. Fitzpatrick and H.E. McClain Contestees

Contest No. 139

Three Mile Water Ditch Company, a corporation

Contestant

Contest No. 140

ţ.

The Gate Creek and Rock Creek Ditch Company, a corporation, Contestant

V S

Fred Bicksol (B. O. Norval, successor in interest)

Contestec.

VS

J. B. Magill, A. M. Patison, B. M. Patison, T. J. Scufert, Jr., Harry Sims, Mrs. J. Spath, C. W. Wing, Joc Wing, S. T. Bennett, and Stove Wing, co-partners doing business under the firm name and style of Round Prairie ditch company,

Contestees

Contest No. 141

The Gate and Rock Creek Ditch Company, a corporation .: Contestant

vs

W. Z. Lucas

Contestoc

Contest No. 142

The Gate Creek and Rock Creek Ditch Company, a corporation Contestant

vs

F. M. Fowler

Contostoo

Contest No. 143

The Gate Creek and Rock Creek
Ditch Company, a corporation
Contestant

VS

Miles L. Kinney

Contestee

Contest No. 144

Three Mile Water Ditch Company, a corporation

Contestant

vs

A. H. Young

Contostee

Contest No. 145

Pacific Power & Light Company, a corporation

Contestant

vs

Joseph R. Keep

Contestee

(Note: This was filed as an answer to Contest No. 47)

That after the filing of said contests the State Water Superintendent did fix the time and place for the hearing of each and every of said contests and served notice of hearing of said contests on each of the parties to each and every of said contests, which said notice of hearing set the date for said hearing at more than thirty days and less than sixty days from the date said notice of hearing was served upon each of the parties. That due proof of service has been filed herein.

That said State Water Superintendent did, at the time so set by said notice, begin the taking of testimony upon said contests from time to time until each and every of said contests were fully heard, settled or otherwise disposed of.

10.

That the following contests were dismissed:

Contest No. 1

Contest No. 70

Pacific Power & Light Company, a corporation

Contestant

Wapinitia Irrigation Company, a corporation

Contestant

VS

T. E. Farlow

W. C. Stillwell

YS

Contestee

Contestee

Contest No. 119

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 128

Wapinitia Irrigation Company, a corporation

Contostant

VS

T. E. Farlow

Carlton L. Pepper

٧S

Contestee

Contestee

Contest No. 138

F. P. Hays

Contest No. 103

Wapinitia Irrigation Company, a corporation

Contestant

73

E G. Fitspatrick, J. H. Fitspatrick and H. E. McClain,

Contestees

Contestant

J. W. Davidson

vs

Contostec

11.

That the following contests involve the claim of the Lost & Boulder Ditch Company:

Pacific Power & Light Company, a corporation

Contestant

VS

B. W. Morgan

Contestee

Contest No. 3

Pacific Power & Light Company, a corporation Contestant

VS

S. G. Ledford

Contostee

Contest No. 4

Pacific Power & Light Company a corporation

Contestant

vs

Etta Large

Contestee

Contest No. 5

Pacific Power & Light Company, a corporation

Contestant

WA

J. M. Farlow and C. N. Farlow

Contestoos

1 2

Contest No. 8

Pacific Power & Light Company, a corporation

Contestant

VS

C. N. Farlow

Contestoo

Contest No. 7

Pacific Power & Light Company, a corporation

Contestant

VS

C. N. Farlow

Contestec

Contest No. 2

Pacific Power & Light Company, a corporation

Contestant

vs

Marion A. Duncan

Contestac

Contest No. 9

Pacific Power & Light Company, a corporation

Contestant

TR

Blaine Disbrow

Contestee

Contest No. 10

Pacific Power & Light Company a corporation

Contestant

٧3

Mrs. E. L. Craft

Contestee

Contest No. 11

Pacific Power & Light Company, a corporation

Contestant

VS

G. W. Bargenholt

Contestos

Contest No. 12

B. ..

Pacific Power & Light Company, a corporation

Contestant

J. W. Batty, Jr

Contestce

Contest No. 14

Pacific Power & Light Company, a corporation

Contestant

VS

D. M. Stancliffe

Contestoo

VHITE RIVER -20-

Pacific Power & Light Company, a corporation

Contestant

Contestee

vs

a corporation

Pacific Power & Light Company,

Pacific Power & Light Company,

Contestant

V5

J. F. Blanchard

J. C. Bradway

Contest No. 18

Contest No. 16

Contestee

Contest No. 17

Pacific Power & Light Company, a corporation

Contestant

Contestant

٧S

J. W. Farlow

Contestee

J. E. Woodcock

V8

a corporation

Contestoe

Contest No. 19

Pacific Power & Light Company, a corporation

Contestant

٧s

W. H. Mayfleld

Contestee

Contest No. 20

Pacific Power & Light Company, a corporation

Contestant

vs

J. E. Kennedy

Contestee

Contest No. 21

Pacific Power & Light Company, a corporation

Contestant

VS

Albert Hill

Contestee

Contest No. 22

Pacific Power & Light Company,

a corporation

Contestant

vs

Frank T. Feltch

Contestce

Contest No. 51

Pacific Power & Light Company, a corporation

Contestant

٧s

Lost & Boulder Ditch Company,

Contestee

Contest No. 63

Wapinitia Irrigation Company,

a corporation

Contestant

٧s

J. W. Batty

Contestee

Contest No. 64

Wapinitia Irrigation Company, a corporation

Contestant

VS

G. W. Bargenholt

Contestee

Contest No. 76

Wapinitia Irrigation Company

a corporation

Contestant

VS

Blaine Disbrow

Contestee

WHITE RIVER -21-

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 78

Wapinitia Irrigation Company a corporation

Contestant

vs

C. N. Farlow

Contestce

Marion A. Duncan

VS

Contestee

Contest No. 80

Wapinitia Irrigation Company, a corporation

Contestant

a corporation

Contostant

vs

Etta Largo

Contested

B. W. Morgan

Contestee

Contest No. 82

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 89

Contest No. 81

Wapinitia Irrigation Company, a corporation

Wapinitia Irrigation Company,

Contestant

V5

Malinda Mayfield

Contestoe

J. W. Farlow

Contestoe

Contest No. 90

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 91

Wapinitia Irrigation Company, a corporation

Contestant

٧s

J. F. Blanchard

Contestee

J. C. Bradway

VS

Contestee

Contest No. 92

Wapinitia Irrigation Company, a corporation

Contestant

a corporation

Contost No. 95

Contestant

٧S

J. E. Woodcock

Contestee

VS

Lost & Boulder Ditch Company,

Wapinitia Irrigation Company,

Contestee

Contest No. 97

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 98

Wapinitia Irrigation Company, a corporation

vs.

Contostant

J. E. Kennedy

Albert Hill

Contestee

Contestec

WHITE RIVER -22-

Contest No. 104

Wapinitia Irrigation Company, a corporation

Contestant

Wapinitia Irrigation Company, a corporation

VS

Contestant

VS

Frank T. Foltch

S. G. Lodford

Contestee

Contostoc

Contest No. 105

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 109

Wapinitia Irrigation Company, a corporation

Contestant

vs

J. M. & C. N. Farlow

U. S. Endersby

VS

Contestoc

Contestae

Contest No. 131

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 132

Wapinitia Irrigation Company,

a corporation

Contostant

vs

Mrs. B. L. Craft

D. M. Stancliffe

V8

Contestoe

Contestoe

Contest No. 132

Wapinitia Irrigation Company, a corporation,

Contestant

ev

W. H. Mayfield,

Contestee

In settling the rights of the Lost & Boulder Ditch Company, all of the rights shall be tabulated in the tabulation hereinafter set forth under the name of Lost & Boulder Ditch Company, and the lands shall be described under the names of the water users from such ditch company. In making that tabulation, the dates of priority shall be as follows:

G. W. Bargenhelt - - - - - - 1907

J. W. Batty - - - - - - 1907

J. F. Blanchard - - - - - - 1907 for 37 acres

1911 for the incheate right to be described therein

J. C. Bradway - - - - - - - -

Mrs. E. L. Craft - - - - - -1907

Blaine Disbrow - - - - - - - - 1907 for lands shown irrigated in the claim

1911 for the inchoate right.

WHITE RIVER -23-

Marion A. Duncan	1901	
C. N. Farlow	1901 for 12.5 acres 1907 for 1 acre 1911 for the incheate right	
J. M. & C. N. Farlow	1901 for lands shown irrigated in the claim 1911 for lands to be hereafter irrigated	
J. W. Farlow	1901 for lands shown to be irrigated in the claim 1911 for lands intended to be irrigated	
Frank T. Feltch	1901 for lands shown to be irrigated by the claim 1911 for lands intended to be irrigated	
U. S. Endorsby	1901	
0. A. Ming	1911	
Albert Hill	1907 for lands shown to be irrigated by the claim 1911 for lands intended to be irrigated	
J. E. Kennedy	1901 for lands shown to be irrigated by the claim 1911 for lands intended to be irrigated	
Etta Large	1901	
S. G. Ledford	1901 for lands shown to be irrigated by the claim 1911 for lands intended to be irrigated	
Malinda Mayfield	1901	
W. H. Payfield	1907 for lands shown to be irrigated by the claim 1911 for lands intended to be irrigated	
B. W. Horgan	1907 for lands shown to be irrigated by the claim 1911 for lands intended to be irrigated	
D. H. Stancliff	1911	
A. Woberg	1911	
J. E. Woodcock	1901 for lands shown to be irrigated by the claim 1911 for lands intended to be irrigated.	
12.		
That the several contests against the Round Prairie Water Ditch Company involve		
its stockholders, and settlement of those contests is a settlement of all the following		
sts, to-wit:		
st No. 13	Contest No. 23	

also i contes

Contest No. 13

Pacific Power & Light Company, a corporation

Contestant

Contest No. 23

Pacific Power & Light Company, a corporation

VS.

Contestant

vs

Mrs. J. Spath

Steve Wing

Contestee

Contestee

Contest No. 25

Pacific Power & Light Company, a corporation

Contestant

Contest No. 26

Pacific Power & Light Company, a corporation

contestant

٧s

J. D. Hagill

77 5

J. B. Magill

Contestee

Pacific Power & Light Company, a corporation

Contestant

VS

C. W. Wing

Contestee

Contest No. 29

Pacific Power & Light Company, a corporation

Contestant

vs

Round Prairie Water Ditch Company

Contestee

Contest No. 33

Pacific Power & Light Company, a comporation

Contestant

7.8

i. . Batison

Contestoo

Contest No. 40

Pacific Power & Light Company,

a corporation

Contestant

vs

C. W. Wing

Contestec

Contest No. 65

Pacific Power & Light Company

a corporation

Contestant

٧s

Steve Fing

Contested

Contest No. 46

Pacific Power & Light Company,

a corporation

Contestant

٧s

Steve Wing

Contestee

Contest No. 55

Wapinitia Irrigation Company, a corporation

Contestant

vs

Steve Wing

Contestee

Contest No. 65

Mapinitia Irrigation Company, a corporation

Contestant

vs

B. M. Patison

Contestee

Contest No. 85

Wapinitia Irrigation Company, a corporation

Contestant

vs

Harry Simms,

Contestee

Contest No. 86

Wapinitia Irrigation Company,

a corporation

Contestant

VS

Round Prairie Water Ditch Company,

Contestee

Contest No. 100

Wapinitia Irrigation Company, a corporation

Contestant

vs

Steve Wing

Contestee

Contest No. 101

Wapinitia Irrigation Company,

a corporation

Contestant

V8

C. W. Wing

Wapinitia Irrigation Company a corporation

Contestant

Contest No. 122

Tapinitia Trrigation Company a corporation

VS

Contestant

VS

J. B. Magill

Contested

M. E. Soufert

Contestee

Contest No. 125

Contest No. 135

Wapinitia Irrigation Company, a corporation

Contestant

Contest No. 133

Wapinitia Irrigation Company, a corporation

Contestant

Contestee

. Patison

Mrs. J. Spath

vs

Contestee

Contestant

Contest No. 139

Three Mile Water Ditch Company,

a corporation

Contestant

vs

Pacific Power & Light Company,

A. H. Patison

a corporation

VS

J. B. Magill, A. M. Patison, B.M. Patison, T.J.Soufert, Jr. Harry Simms, Mrs. J. Spath, C. W. Wing, Joe Wing, S. T. Bennett and Steve Wing, co-partners doing business under the firm name and style of Round Prairie Water Ditch Company, Contestoes

Contestees

That the date of appropriation of the Round Prairie Water Ditch Company and each of the water users thereunder is hereby established at January 7, 1874, and the lands irrigated are the same as hereinafter tabulated. That the claim of the Round Prairie Water Ditch Company sets forth some land which has not been claimed by any stockholders, and such area is tabulated under the name of Round Prairie Water Ditch Company for the use and benefit of the proper owner of such land.

13.

That the contests against F. H. Fowler are as follows:

Contest No. 27

Contest No. 84

Pacific Power & Light Company, a corporation

Contestant

Wapinitia Irrigation Company, a corporation

٧S

Contestant

VS

F. M. Fouler

F. M. Fowler

Contestee

The Gate Creek and Rock Creek Ditch Company, a corporation

Contestant

٧s

F. M. Fowler

Contestce

Fowler by his claim, claimed 40.16 acres of irrigated land. In the stipulation which appears on page 248 of Tolume 2 of the testimony, taken by R. T. Yates, it appears that he has 2 acres under irrigation. This right is therefore tabulated as 2 acres in the SELNEZ of Section 27, T 4 S. R. 12 E. W. M.

14.

That the contests against the Badger Ditch Company also include contests against its stockholders, and are as follows:

Contest No. 28

Pacific Power & Light Company, a corporation

Contestant

Contest No. 54

Wapinitia Irrigation Company, a corporation

Contostant

VS

Badgor Ditch Company,

F. P. Mays

Contestos

Contest No. 61

Wapinitia Irrigation Company, a corporation

Contostant

Contestee

VS

W. T. Norval

Contest No. 66

Wapinitia Irrigation Company, a corporation

Contestant

W . R. Norval

Contestee

Contest No. 79

Wapinitia Irrigation Company, a corporation

Contestant

Contestee

C. J. Van Duyn

O. C. Brittian

Contest No. 85

Wapinitia Irrigation Company, a corporation

Contestant

VS

Badger Ditch Company,

Contestee

Contest No. 108

Wapinitia Irrigation Company. a corporation

Contestant

Contestee

Contest No. 111

Wapinitia Irrigation Company, a corporation

Contestant

٧s

Wilbur Wing

Contestee

.

WHITE RIVER -27-

Contest No. 113

Wapinitia Irrigation Company, a corporation

Contestant

Wapinitia Irrigation Company, a corporation

Contestant

VX

F. A. Morrow

Albert F. Bernhagen

٧S

Contestee

Contestee

The date of the appropriation of the Badgor Ditch Company and its stockholders shall be fixed at May 27, 1893, and under that appropriation the acreage shall be tabulated to show the following:

A. F. Bernhagen 1 acre	
O. C. Brittian 2 acres	ļ
A. H. Gillos 4.6 acre	\$
Ernost H. Gish 3 acro	3
Floyd Johnson 3 acre	8

F. A. Morrow - - - - - - - 8.5 acres (Floyd Johnson, successor in interest)

W. R. Norval - - - - - 1 acro

W. T. Norval - - - - - 2.9 acres

C. W. W ing - - - - - - - 1 acro

Wilbur Wing - - - - - - - 12.5 acros

The tabulation hereinafter set forth shall show the legal subdivisions in which said irrigated land is situated. The amount of water to be appropriated by said Badger Ditch Company shall be sufficient to irrigate the lands under said ditch and furnish domestic and stock water to each of the water users therefrom, but the diversion of water by said ditch company shall at no time exceed 2 second feet.

That in Contest No. 30

Pacific Power & Light Company, a corporation

Contestant

VS

Mintie B. Renno,

Contestoe

A stipulation was filed, from which it appears that the appropriation of water for 20 acres was made by said Mintie G. Renno in 1894, and that in 1918 the irrigated acreage was increased to 27.5 acres, and in 1919 to 76.8 acres. The tabulation of the rights hereafter, therefore, shall be 20 acres in 1894 and 56.8 acres in 1918. That the amount of water diverted for this land shall not exceed one second foot.

16.

That in the following contests,

Contest No. 31

Pacific Power & Light Company, a corporation,

Contestant

V

Will T. Purcell,

Contestee

Contest No. 127

Wapinitia Irrigation Company, a corporation,

Contestant

V\$

Will T. Purcell,

Contestee

the contestee, Will T. Purcell, failed to appear at the hearing upon said contests, and from the evidence and record it appears that said contestee is entitled to one-fortieth of a second foot of water under a priority date of 1883, and the balance of the water necessary to irrigate the land hereinafter tabulated under his name under a priority date of 1902.

17

That in the following contests,

Contest No. 32

Pacific Power & Light Company, a corporation

Contestant

V 5

Bert Pitcher,

Wapinitia Irrigation Company. a corporation,

Contestant

٧s

Bort Pitcher.

Contestee

the contestee, Bort Pitcher, failed to appear at the hearing upon said contests, and from the evidence and record it appears that contestee irrigates 16.5 acres of land from certain springs, and that one-fourth of a second foot is sufficient to irrigate said lands. Said contestee will be limited to one-fourth of a second foot, under a priority date of 1891.

18

Contest No. 34

Pacific Power : Light Company, a corporation

Contestant

78

A. P. Patison,

Contestee

It appears that there is no claimant by the name of A. P. Patison, so that evidently the initials are wrong. Inasmuch as the contest coincides with the claim of A. M. Patison, and the rights of A. M. Patison are settled in other contests, this contest is dismissed.

19

Contest No. 35

Pacific Power & Light Company, a corporation

Contestant

٧S

W. N. Nickerson

Contestee

Contest No. 60

Wapinitia Irrigation Company. a corporation

Contestant

V\$

W. N. Nickerson,

Contesteo

WHITE PITER -30-

In these contests, a stipulation was entered as to the facts, allowing the contestee, W. N. Nickerson, a water right for 16 acres under date of 1902 and 16 acres under date of 1916, in accordance with the tabulation hereinafter set forth. The amount of water to be used in said irrigation shall be limited to one half of one second foot.

20

Contost No. 36

Pacific Power'& Light Company, a corporation,

Contestant

VS

· A. A. Bonney,

Contestce

Contest No. 59

Wapinitia Irrigation Company, a corporation,

Contostant

VS

A. A. Bonney

Contestee

Contest No. 121

Tygh Valley High Line Water Ditch Company,

Contestant

VS

A. A. Bonney and Southern Wasco County Fair Association

Contestee

In these contests the rights of A. A. Bonney, the contestee, shall be for the irrigation of 106.5 acros under date of 1867, as hereinafter tabulated, and the amount of water necessary for the irrigation of said land shall be limited to one half of one second foot.

21

Contest No. 37

Pacific Power & Light Company, a corporation

Contestant

vs

Gustav Balzer

Contestee

Contest No. 87

Wapinitia Irrigation Company, a corporation

Contestant

VS

Gustav Balzor,

It appears that the convestoe, Alex McGerney and Frank Poterkle use water from the same ditch. It also appears that this ditch was taken out in 1884, and that Gustav Balzer did not use any of the water from that ditch until 1914, when he bagan to irrigate 2.5 acros; that within a year or two he had increased his acreage to 8 acros, which he now irrigates. That all of his rights are aubsequent in time to the rights of the Pacific Power & Light Company and of the Tapinitia Irrigation Company, and that he can only use water sufficient to irrigate said land, as described in the tabulation hereinafter, when such use will not interfere with the use by the said contestants. That as against other appropriators the date of priority of said right shall relate back to the year 1884. That the tabulation hereinafter set forth shall be subject to this finding.

22

Contest No. 38

Pacific Power's Light Company, a corporation,

Contestant

vs

A. M. Young,

Contestee

outest Tr. 124

Mapinitia Irrigation Company, a corporation

Contostant

vs

A. M. Young,

Contestee

Contest No. 144

Three Mile Water Ditch Company, a corporation

Contestant

78

A. M. Young,

Contestee

It appears that the contestee, A. E. Young, began to irrigate his land in 1907, by taking such water as the Three Eile Water Ditch Company permitted to flow down to him; that he has no right or ownership in said ditch, or in the water right of such ditch. That such right as he has acquired by his use of such water is therefore entitled to a priority daye of June, 1907, and these findings and decree shall not be construed to give him any right or expression to carry water through the Three Mile Water Ditch Company ditch without the making of proper arrangements therefor with said company, and if no arrangements can be made by him for the carrying of said water, then this appropriation shall only be considered as an appropriation of the waste water from said ditch, which he is only entitled to use during the time such water might be turned into his lateral by said ditch company.

Contest No. 43

Pacific Power & Light Company a corporation

Contestant

Pacific Power & Light Company, a corporation

Contestant

VS

Henry Wing

Abraham T. Shadley

vs

Contesteo

Contestee

Contest No. 73

Wapinitia Irrigation Company a corporation

Contestant

Contest No. 120

Wapinitia Irrigation Company, a corporation

Contestant

vs

Henry Wing

Elsie Savage Wing

VS

Contestce

Contestee

Contest No. 123

Wapinitia Irrigation Company, a corporation

Contestant

VS

A. T. Shadloy

Contestce

In these contests the contestees use all their water out of what is known as the Jacob Spath ditch, and a stipulation was filed as to the facts, which showed that the right was initiated in 1898 by Jacob Spath when the ditch was dug, and thereafter the lands as shown to be irrigated in the tabulation hereinafter set forth were transferred by said Jacob Spath to the contestees; that the contestees have continued the irrigation of said land, and that each of the contestees are entitled to one miner's inch of water for domostic uso, and that their right for irrigation shall be governed by the general finding upon the duty of water, together with the tabulation heroinafter set out.

24.

Contest No. 41

Contest No. 107

Pacific Power & Light Company, a corporation

Contestant

Wapinitia Irrigation Company, a corporation

Contestant

V5

VS

F. E. McCorkle.

F. E. McCorkle

Contostec

Contostec

It appears that the contestee, F. E. McCorkle, initiated his water right in 1889, and ever since said time has irrigated 25 acres of land. The amount of water used shall be according to the general finding on the duty of water.

Contest No. 110

Pacific Power & Light Company, a corporation

Contostant

Wapinitia Irrigation Company, a corporation

VS.

Contestant

VS

Andrew McCabo

Andrew McCabo

Contestee

Contosted

It appears that the contestor has irrigated 2 acres of land since 1900, and that the land has been sold to C. B. Dahl, and the tabulation hereinafter set forth shall give the priority date as of 1900, and shall describe the land. The amount of water used shall be in accordance with the general findings as to the duty of water.

26

Contost No. 44

Contest No. 116

Pacific Power & Light Company a corporation

Contestant

Wapinitia Irrigation Company, a corporation

Contestant

VE

J. H. Patzpatrick

J. H. Fitzpatrick

VS

Contestee

Contestee

The contestee was also a contestee in Contest No. 138, which was dismissed.

It appears that the right of the contestee in the remaining contests is as follows: Said contestee has sold all his right and interest to W. J. Knox, who will be tabulated hereinafter as having a priority date of 1879, for 11 acres of land, as therein described, and the amount of water wed shall be in accordance with the general finding as to the duty of water.

27

Contast No. 47

Contest No. 68

Pacific Power & Light Company, a corporation

Contestant

Contestee

Wapinitia Irrigation Company, a corporation

Contestant

Contestee

VS

Joseph R. Keep

Joseph R. Koep

٧s

Contest No. 69

Contest No. 137

Wapinitia Irrigation Company, a corporation

Contestant

Wapinitia Irrigation Company, a corporation

Contestant

VS

Joseph R. Kccp

Joseph R. Keep

V8

Contestco

Pacific Power & Light Company, a corporation Contestant

vs

Joseph R. Keep,

Contestco

It appears that the contestee in these contests has no right, title or interest in or to any of the waters of the above named stream or its tributaries, but that all the right, title and interest which said contestee ever had or acquired has been either lost or acquired by the Wapinitia Irrigation Company and its privies.

28

Contest No. 48

Pacific Power & Light Company, a corporation Contestant

vs

Wapinitia Irrigation Company,

Contestec

It appears that Joseph R. Keep, doing business as Keep & Company, posted and recorded a notice for the appropriation of 20,000 miner's inches of water from Frog Creek on December 9, 1902, and on July 1, 1903, posted and recorded an additional notice for the appropriation of 20,000 miner's inches of water from Frog Creek and 200,000 miner's inches from Clear Creek. These appropriations appear to have been made for the purpose of taking out water above the junction of Frog Creek and Clear Creek.

That on August. 19, 1904, said Joseph R. Keep posted a notice of appropriation of 30,000 miner's inches of water from Clear Creek for the purposes of irrigation and also of storage, reciting in his notice the necessity of two storage reservoirs, and thereafter made survey of one of those reservoirs at Clear Lake, and afterwards designated the other reservoir to be located in McCubbin's Gulch;

That on August 29, 1904, said Keep posted and filed for redord a notice for the appropriation of 30,000 miner's inches of water from Clear Creek, this notice also including storage;

That on February 25, 1905, said Keep posted and filed for record a notice for the appropriation of 30,000 miner's inches of water from Clear Creek, which notice included storage;

That on October 23, 1905, said Keep posted and filed for record a notice for the appropriation of 30,000 miner's inches of water from Clear Creek, which also included storage.

THITE RIVER -35-

Those four last notices of appropriation evidently contemplated the taking of water from Clear Creek below the junction of Frog Creek.

That on April 14, 1905, said Keep posted and filed for record a notice for the appropriation of water from White River. An amended notice was posted and filed for the same appropriation on June 1, 1906, for 10,000 miner's inches of water.

On February 5, 1907, said Koop posted and filed for record a notice for the appropriation of 10,000 miner's inches of water from W hite River.

On February 23, 1907, said Keep posted and filed for record a notice for the appropriation of 20,000 miner's inches from White River. These appropriations from White River were apparently made for diversion at the junction of Clear Creek with White River.

On November 29, 1907, the Clear Lake Irrigation and Lumber Company, a corporation, posted and filed for record a notice for the appropriation of 30,000 miner's inches of water from White River, which diversion was apparently to be at the junction of Clear Creek and White River.

That on the 29th day of November, 1907, said Clear Lake Irrigation and Lumber Company posted and filed for record a notice for the appropriation of 30,000 miner's inches of water from Clear Creek, at its confluence with Frog Creek, and on November 29, 1907, the Clear Lake Irrigation and Lumber Company posted and filed for record a notice for the appropriation of 15,000 miner's inches of water from Clear Creek.

That whatever rights were acquired under the notices of appropriation set forth, wore by mesne conveyances transferred to the Mapinitia Irrigation Company, a corporation organized and existing under and by virtue of the laws of the State of Oregon; that said Josoph R. Keep, and Clear Lake Irrigation and Lumber Company, and Wapinitia Irrigation Company, and the various predecessors in interest of said Mapinitia Irrigation Company, have expended large sums of money, amounting to several hundred thousand dollars, in the development of the irrigation system for the irrigation of the plains sometimes called Juniper Flats and now known as Wapinitia Plains, lying to the South of White River and West of Deschutes River. That it is not clear from the testimony as to when this That the first irrigation was made in the year 1917, and at the dovelopment bagan. present time there is between 1000 and 2000 acres under irrigation. development there has been constructed a canal from Frog Creek, with a diversion point located in the NE of Section 34, T 4 S. R. 9 E. W. M., and leading into the main canal in Section 10, T 5 S. R. 9 E. W. M. That there has been a diversion made from Clear Creek at a point near the center of S ection 10, T 5 S. R. 9 E. W. M., and the main canal leads from said point in an easterly direction to the lands to be irrigated, and which are hereinafter described. That the amount of land that can be irrigated in said project is uncertain, but is somewhere between 10,000 and 15,000 acres. That the storage reservoir at Clear Lake, when built to its largest capacity, will hold about 18,000 acre feet, and that the vater supply of the drainage basin in which said Clear Lake is situated will prob ably not exceed 10,000 to 12,000 acre feet. That the regular flow of the streams would

not furnish sufficient water to irrigate all of the irrigable lands under said ditch during the whole irrigation season, and it is necessary to have storage water for the purpose of supplementing the regular flow of said streams at low water time. That 250 second feet of water, flowing during the whole irrigation season, would be sufficient That the ditch of said water to irrigate the irrigable lands under this project. Wapinitia Irrigation Company runs 10 to 12 miles before it reaches any of the irrigable lands, and the scepage in that distance would necessarily be large, and a 50% allowance would be a reasonable amount to allow for scepage, so that the appropriation from both Clear Creek and Frog Creek for the regular run of the streams, should be limited to 375 The first notice of appropriation that contemplates appropriating the second feet. regular flow of both streams was filed for record July 1, 1903. The line of the ditch as mapped out in the maps filed with the notice of appropriation does not correspond with the present construction. The present construction apparently corresponds with the maps that were prepared and sworn to by Joseph R. Keep on the 17th day of October, 1906. In order to make said maps and surveys, a great deal of work was necessary, so apparently the surveys were started very soon after filing the first notices. the dates of appropriation from Frog Creek and Clear Creek as of July 1, 1903, for the diversion of 375 second feet of water. The storage contemplated seems to have been in McCubbin's Gulch will store about 330 acre feet of Clear Lake and McCubbin's Gulch. water, and in these two storage reservoirs it would be necessary to store the full amount of their capacity, for the purpose of supplying the deficiency in the regular flow. We therefore fix the date of appropriation for the storage of not to exceed 18,000 acre foot of water in the Clear Lake Reservoir, and 330 acre feet of water in McCubbin's Gulch Reservoir as August 19, 1901. The supply of water received both under the direct flow right herein determined and the storage right herein determined shall be regulated in accordance with the date of priority as prescribed in the general finding herein.

That the lands to be irrigated under said project shall not exceed 12,000 acres, to be located on what is known as Wapinitia Plains, and situated in the following sections, to-wit:

In Township 4 South of Range 13 East W. M., the following sections:

Sections 10, 11, 12, 13, 14, 15, 16, 20, 21, 22, 23, 25 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

In Township 4 South of Range 14 East V. M., the following sections:

Sections 7, 8, 17, 18, 19, 20, 30, 31;

In Township 5 South of Rango 12 East, W. M., the following sections:

Sections 1, 2, 3, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36;

In Township 5 South of Range 11 East, W. M., the following sections:

Sections 13, 14; 15; 16; 17; 19; 20; 21, 22, 23, 24, 25, 26, 27, 28, 29, 30;

COMMARKA LAN

In Township 5 South of Range 13 East, W. H., the following sections:

Sections 1; 2, 3, 4, 5; 6, 7, 8, 9; 10; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23, 26; 27, 28; 29, 30, 31, 32, 33, 34, 35;

In Township 5 South of Range 14 Bast, W. M., the following sections: Sections 5 and 6

That the Wapinitia Irrigation Company has contracted for the sale of water to various settlers named in their statement and proof of claim. These contracts limit the amount of water to be given to the various water users at one acre foot per acre for each irrigation That the parties to said contracts are bound thereby, and water shall be furnished to said parties in accordance with said contracts. That the supply of water in the regular flow to make up the total amount of this appropriation shall be taken from both Clear Creek and Frog Creck, using each creek as supplemental to the other, in order to furnish said complete supply. That the development of the said project is not completed. main canal and ditch is not large enough to carry water for the development of said project. That the said Wapinitia Irrigation Company must necessarily have additional time within which to complete said project, and the work of developing said project has been carried on by said Wapinitia Irrigation Company and its prodecessors in interest in good faith. That five years is a reasonable time within which said Wapinitia Irrigation Company may complete said development, and said Wapinitia Irrigation Company is hereby given five years from the date of entry of the final decree of the Circuit Court of the State of Oregon for Wasco County, establishing and determining the water rights on White River and its tributaries, to complete said appropriation, and in case said Wapinitia Irrigation Company diligently and in good faith attempts to complete said project within said time, but fails to so complet e the same, the State Water Board reserves the right to make such further extensions as may be necessary and expedient under and in accordance with the laws of the State of Oregon.

29.

Contest No. 49

Contest No. 56

Pacific Power & Light Company, a corporation, Contestant

Wapinitia Irrigation Company, a corporation

VS

Tygh Valley High Line Ditch Co.

Tygh Yalley High Line Ditch Co.

Contestee

Contestee

Contestant

It appears that the Tygh Yalley High Line Ditch Company made its appropriation under State Engineer's Permit No. 220, and the rights of the said Tygh Walley High Line

WHITE RIVER - 38-

Ditch Company shall be such as may be established under the laws of Oregon governing the proving up and determination of water rights under such permits.

30-

Contest No. 50

Contest No. 96

Pacific Power à Light Company, a corporation

Contestant

Wapinitia Irrigation Company, a corporation

Contestant

٧S

Gate Creek and Rock Creek Ditch Company

Contestee

Gate Creek and Rock Creek Ditch Company

Contestee

A stipulation has been entered, wherein the date of priority of said Gate Creek and Rock Creek Ditch Company was fixed at 1875, and the acreage was fixed as follows:

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Crawford; G. E. 6 chares, 6.1 acres under irrigation;
Chandler, Ralph, 1-3/4 chares, 8 acres under irrigation;
Driver, Tom, 5-3/4 shares, 15 acres under irrigation;
Driver, H. E.
                        9-3/4 shares; 21 acres under irrigation;
Farlow Estate; 2-3/4 shares; 6 acres under irrigation; Fowler; F. M., 2 shares; 6 acres under irrigation; Gerity; Richard, 1 shares; 1 acre under irrigation;
                                shares, 26 acres under irrigation;
Harvoy, E. G.
                        92
                       share, 5 acres under irrigation; 9-3/4 shares, 33.3 acres under irrigation;
Johnson; W. H. Kennedy, J. E.
                       1
McCoy, J. M.
                       3
                                shares, 52 acres under irrigation;
McGill, J. B.
                       5
                                shares; la acres under irrigation;
                                shares; 8.8 acres under irrigation; shares; 10 acres under irrigation;
Patison, A. M. Roborts, D. C.
                        5_2
                                share , 1.6 acres under irrigation;
Savago, Lona
                        1
Savago Richard, 2
Swift, F. M. 5
                               shares; 3 acres under irrigation;
                        5<sup>1</sup>2
                                shares, 15 acres under irrigation;
                                shares, 3 acres under irrigation.
                        l
Woodcock, T. H.
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The description of the lands is set farth in the tabulation hereinafter, and the tabulation under the name of Gate Creek and Rock Creek Ditch Company will show the names of the stockholders. Same includes claim of F. M. Fowler.

31.

Contest No. 51

Contest No. 95

Pacific Power & Light Company, a corporation,

Contestant

a corporation

Contestant

VS

vs

Lost & Boulder Ditch Company,

Lost & Boulder Ditch Company,

Wapinitia Irrigation Company,

Contestee

Contestee

in the ditch of the Lost & Boulder Ditch Company, and that 100 acres was irrigated in that year. That the acreage was increased until in 1912 it was approximately 400 acres, and in 1919 there were approximately 631 acres under irrigation. That in addition to water

and stock use. That appropriations were made under different dates, by said Lost & Boulder Ditch Company and its predecessors in interest, beginning with the year 1901, a second in 1907, and a final appropriation in 1911. These dates have been tabulated under the name of the users of water hereunder, and are hereby established in accordance with such tabulation.

32.

Contest No. 52

Contest No. 94

Pacific Power & Light Company, a corporation,

Contestant

Wapinitia Irrigation Company, a corporation Contestant

VS

T C

The Three Mile Creek Water Ditch Company, a corporation

The Three Mile Creek Water Ditch Company, a corporation

Contestee

Contested

It was stipulated by and between the parties to these contests that the priority date of the Three Mile Creek Water Ditch Company should be June 17, 1870, and that the lands irrigated should be as shown in the claims of the water users from said ditch, all of which appears in the tabulation herein.

33

Contest No. 53

Contest No. 93

Pacific Power & Light Company, a corporation,

Wapinitia Irrigation Company, a corporation

Contestant

Contestant

vs

VS

. French Estates

French Estates

Contesteo

Contestee

It was stipulated that the French Estates, a corporation, should have a priority over and above contestants in the above entitled contests, of 32/100 of a second foot of water; that the date of such priority would be 1874. The said stipulation does not state the amount of water necessary for the irrigation of the lands claimed by the contestee, and inasmuch as it will require about three second feet to irrigate said lands, the date of priority of the balance of the water necessary to irrigate said lands is established as 1904, for the purpose of making the balance of said appropriation subject to the appropriation of the contestants, Pacific Power & Light Company and Wapinitia Irrigation Company.

Contest No. 57

Wapinitia Irrigation Company, a corporation

Contestant

V8

J. D. Campbell

Contestee

Certificate No. 2306 under permit No. 584 has been issued to the Warnic Water Ditch Company, fixing priority date as of October 29, 1910, for the lands described in the certificate.

35.

Contest No. 58

Contest No. 140

Wapinitia Irrigation Company, a corporation

Contostant

Gate Creek and Rock Creek Ditch Company, a corporation Contestant

vs

Fred Bicksell (7. 0. Norval successor in interest)

Fred Bicksell (V. O. Norval successor in interest)

Contestoo

Contastec

It appears that T. O. Norval is the successor in interest of Fred Bicksel, the above named contestoe, and is hereby substituted in said contests. That the claim of the contestee sets a priority date of 1888 for the irrigation of 2.97 acres of land; that such acroage is correct, and the date of priority is correct.

36

Contest No. 62

Wapinitia Irrigation Company, a corporation

Contestant

VS

A. P. Patison,

Contestoe

It appears that there is no claimant by the name of A. P. Patison, and evidently Inasmuch as the contest coincides with the claim of A. M Patison, the initials are wrong. whose rights are settled in other contests, this contest is dismissed.

37

Contest No. 67

Wapinitia Irrigation Company, a corporation

Contestant

Pacific Power & Light Company, a corporation

Contestee.

The Pacific Power & Light Company and its predocessors in interest began the construction of a power plant and works for the development of electric power in the spring of 1901, and began the use of such power in 1902. Within a few years thereafter, they were using 250 second feet of water from White River at their plant located in Section 7, T 4 S., R 14 E. W. M., and they have utilized the same amount of water since that date. The water right, therefore, of the Pacific Power & Light Company is fixed at 250 second feet of water for power purposes, with a priority date of 1901.

38

Contest No. 71

Wapinitia Irrigation Company, a corporation

Contestant

45

C. B. Dahl,

Contestee

In the foregoing contest, the contestee shall have a priority date of 1872 for the irrigation of 122.9 acros, as described in the tabulation. It further appears that there is more land susceptible to irrigation, which the contestee desires to irrigate in 1922 or some time thereafter. Such irrigation would be a separate water right, and in order to irrigate the same it will be necessary for the contestee to take out a State Engineer's permit according to law.

39

Contest No. 72

Wapinitia Irrigation Company, a corporation,

Contestant

vs

T. P. Speers,

Contestee

It appears that the name of the contestee as given in this contest is incorrect, as there is no claim filed by Y. P. Speers. There is on file, however, a claim of Y. P. Steers, and inasmuch as the irrigation is from springs rising on the claimant's own land, and no testimony was taken upon the claim, the water right of said Y. P. Steers shall be as hereinafter tabulated.

WHITE RIVER -42-

Contest No. 74

Contest No. 141

Wapinitia Irrigation Company, a corporation,

The Gate Creek and Rock Creek Ditch Company, a corporation

Contestant

Contestant

VS.

vs

W. E. Lucas

W. E. Lucas

Contostee

Contestee

It was stipulated that the contestee should have a water right for 2.5 acres of land, with a priority date of 1898, and the tabulation shall so state.

41

Contest No. 75

Wapinitia Irrigation Company, a corporation

Contestant

VS

George W. Brown

Contestee

The contestee herein appears to use water from Steers Springs for 2 acres of land, with a priority date of 1894. Inasmuch as this is a small amount, the claim will be taken as correct and so tabulated.

42.

Contest No. 88

Wapinitia Irrigation Company, a corporation

Contostant

vs

A. S. Bennett

Contestee

The contestee, A. S. Bennett, claims the right to the use of water from Badger Creek and from certain springs rising upon his land. That a portion of said land was taken up in 1874 by Crawford Wamic, who used the vater for the operation of a small sawmill and the irrigation of 4 or 5 acres of meadow and garden. It would appear that up to the present time some 20 acres of said land has been benefitted by the waters of Badger Creek and said springs, either by natural seepage and sub-irrigation or by attificial diversion, and Contestee is therefore entitled by reason of such use to water for the irrigation of 20 acres of land, with a date of priority of 1874. The land which has been so benefitted and to which the use of said water is limited, is described as follows: 2 acres in the SWASWA; 2 acres in the SEASWA; 2 acres in the SEASWA; 2 acres in the SWASWA; 2 acres in SEASWA; 3 acres in SWASWA; 2 acres in SEASWA; 5 oction 35, T 3 S. R. 12 E. W. M., and 4 acres in NEANEA Section 3, T 4 S. R. 12 E.W. M.

And in addition thereto, Contestee is entitled to a reasonable amount of water for stock and domestic purposes as of said date.

43

Contest No. 106

Wapinitia Irrigation Company, a corporation

Contestant

VS.

J. O. Chastain

Contestee

It appears that the contestee irrigates 3 acres in the NETNE Section 15, T 4 S., R 12 E. W. M., and that the priority date of such appropriation is 1892, and the same is so tabulated.

44

Contest No. 112

Wapinitia Irrigation Company, a corporation

Contestant

VS

T. W. Wing

Contestee

No claim having been filed by T. W. Wing, this contest will be dismissed.

45

Contest No. 114

Wapinitia Irrigation Company, a corporation

Contestant

VS

Miller & Zumwalt

Contestee

It appears that J. H. Hiller and W. E. Zumwalt irrigate 3 acres in the NAME of Section 14, T 4 S. R. 12 E. W. H., and should have a priority date of 1873, and same is so tabulated.

46

Contest No. 115

Vapinitia Irrigation Company, a corporation

Contestant

75

Wasco County Fair Association Contestee It appears that the contestee has been designated by a wrong name. It should have been Southern Wasco County Fair Association. It further appears that said association irrigates 29.5 acres in the SELNW2 of Section 5, T 4 S. R. 13 E. W. M., and has a priority date of 1867, and said claim is so tabulated.

47

Contest No. 117

Wapinitia Irrigation Company, a corporation

Contostant

vs

Alex McCartney

Contestoe

It appears that the contestee has irrigated 27.2 acres, as described in the tabulation herein, and that such irrigation has a priority date of 1884, and said right is so established.

48

Contest No. 129

Wapinitia Irrigation Company, a corporation

Contestant

VS

Laura E. Kennedy

Contestee

It appears that the contestee irrigates 2 acres in the NWLNW Section 14 g 4 S. R. 12 E. W. M., and has a priority date of 1873, and it is so tabulated.

49

Contest No. 130

Contest No. 143

Wapinitia Irrigation Company, a corporation,

The Gate Creek and Rock Creek Ditch Company, a corporation

Contestant

Contestant

VS

vs

Miles L. Kinney

Miles L. Kinney

Contestee

Contesteo

It appears that the contestee irrigates 2 acres in the NEINW of Section 28, T 4 S. R. 12 E. W. M., and has a priority date of 1878, and same shall be so tabulated.

WHITE RIVER - 45-

Contest No. 136

Pacific Power & Light Company, a corporation

Contestant

VS

The Highland Ditch Company, a corporation

Contestee

The contestee has appropriated water by socuring a State Engineer's Permit for appropriation of water under the laws of Oregon, which was made on the 23rd day of September, 1914, being Application No. 3843, Permit No. 2613, and said company shall have such water right as it may be entitled to receive under the laws of Oregon governing the determination, proving up and issuing of water right certificates for appropriations made by saich permits

51.

That a proper head of water is necessary for the most successful and economical irrigation of land, and that 3 acre feet of water per acre measured at the point of diversion will furnish a sufficient quantity to apply on the lands involved herein for the proper irrigation thereof during any one season. That a continuous flow of one-eightican of a second foot per acre will supply such quantity in approximately 120 days. That in order to irrigate any land it is not necessary to keep a continuous flow of water upon each and every acre of the same, and that the intermittent use of water on such land makes it possible to use a system of rotation, so that the head of water necessary for the irrigation thereof may be obtained.

That in order to meet the foregoing conditions the rights to the use of the waters of W hite River and its tributaries, except as otherwise provided herein, shall be limited to the diversion of not to exceed one acre foot per acre during any 30-day period up to July 1st of each year and not to exceed 3 acre feet per acre during any irrigation season; provided, that the rate of flow shall not exceed one-fortieth of a second foot per acre up to July 1st of each year and thereafter not to exceed one-eightieth of a second foot per acre, except in case of rotation. When systems of rotation are arranged, the vater user may use such head of water as is practical, and may be obtained under proper rotation.

52

That all claimants herein to vater for irrigation shall be entitled to use such water for stock and domestic purposes; that the right to the use of water for stock and domestic purposes is hereby confirmed and entitles the owner of such water right to divert

and use such a quantity of water as is reasonably necessary for his household and stock use; the amount so divorted and used shall not exceed the rate of one-fortieth of one cubic foot per second for each one thousand (1000) head of stock, and the quantity divorted for irrigation purposes during the irrigation season shall include when it is so divorted, such an amount as may be reasonably necessary for said stock and domestic purposes, and the right to divort and use the waters of said stream and its tributaries for stock and domestic purposes continues throughout the year.

53

That the rights of appropriation hereby confirmed are appurtenant to the lands herein described for irrigation purposes, and the rights to the use of the waters of said stream and its tributaries by virtue of such rights are limited and confined to the irrigation of the lands herein described, to the extent of said land as herein set forth, and the priorities herein confirmed confor no right of use of the waters of said stream and its tributaries, on the lands other than those specified tracts to which such rights of appropriation are herein set forth as appurtenant, and each and every person shall be and hereby is prohibited, restrained and enjoined from diverting and using water from said stream on such other lands without lawful permit from the State Engineer.

54

That the order of the rights of the respective appropriators of the waters of said stream and its tributaries, , and in which order they are entitled to direct and use . the seid water, shall be and is according to the date of the relative priority of the right as herein set forth and determined, and the first in order of time according to the date of relative priority shall be and is the first in order of right, and so on, given to the date of the latest priority; and those having prior rights are entitled to divort and use the raters of said stream and its tributaries, when necessary for beneficial use in connection with the irrigation of their respective lands, or other useful and beneficial purposes for which they are decreed a right of use, at all times, and against those having subsequent rights, without let or hinderance, and whonever the water is not required by the appropriator having a prior right to its use for the purpose for which said water was appropriated, he must and shall permit it to flow down in the natural channel of the stream as it was wont to flow in its natural course, without hindorance or diversion thereof, and those having subsequent. rights ore entitled to the use of such rater and to divert the same to the extent of their rights of appropriations, according to the order of their priority rights; and at all times the waters shall be beneficially, economically and reasonably used without waste by those having a right to do so by reason of the priority of their rights, and no rights of appropriation ore hereby confirmed to divert a greater quantity of

water into the head of the ditch or ditches of the appropriator having a valid right to divert the water than such appropriator can beneficially use for the purpose to which the water is to be put.

55

That in distributing the water, the vater master may arrange systems of rotation in either of the following manners:

- l. By arranging a period of irrigation for the lands of a number of appropriators, then by giving to one of such appropriators all of the vater belonging to the lands included in the system of rotation for a length of time proportionate to the period of irrigation as the amount of water to which he is entitled bears to the whole amount of water to which all the appropriators in such system are entitled, and so on, for each appropriator, until all of the appropriators under the system of rotation are served, and such distribution shall be repeated in the same manner through the irrigation season.
- 2. Where two or more appropriators agree among themselves as to the manner of rotation as to the use of water, the water master shall distribute the water in accordance with such agreement, provided rights of other parties are not interfered with, and provided further that such agreement is in writing and on file with the water master.

That at all times when there is more water in the stream than is necessary for the irrigation of lands irrigated from the stream there shall be no restriction upon the water users in using such surplus water.

56.

That the name and address of each appropriator of water from WHITE RIPER and its tributaries, arranged in a tabulated form, together with date of relative priority of such appropriators, the number of acres to which such appropriation is applied, the use or uses for which said water was applied and is now applied and to which said use is limited, and the name of the ditch or ditches through which such appropriation is diverted, the name of the stream or streams from which such appropriation is diverted, and the description of the land upon which such water is used, the tabulated rights of each appropriator being set opposite his name and post office address, are as follows, to-wit:

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
BADGER DITCH COMPANY, By W. R. Norval, Pres. Wamic, Oregon	May 27 1893			Irrigation	Badger	Badger Crock	For lands described under following named
(See Findings, Paragraph	14, Page	27)					usors.
(Bernhagen, Albert Wamic, Ore.	F)		1				l acre in SENW: Section 2 T 4 S. R. 12 E. W. M.
(Brittian, O.C.)			2				2 acres in SELSEL Section 6 T 4 S. R. 13 E. W. M.
(Gilles, A. H.) Wamic, Oregon			4.6				2.8 acros in SENVI 1.8 acros in SVNVI Section 12 T 4 S. R. 12 E.V.M.
(Gish, Ernest J) Wamic,Oregon			3				O.5 acres in SVASEA 2.5 acres in SEASEA Section 33 T 3 S. R. 12 E. W. M.
(Johnson, Floyd) Wamic, Orogon			3				3 acres in SEINE Section 1 T 4 S. R. 12 E. W. M.
(Johnson, Floyd) Vamic, Oregon (Successor in interesto F. A. Morrow)	st		8.5				8.5 adres in SVENV2 Section 1 T 4 S. R. 12 E. W. M.
(Mays, F. P.) Tygh Valloy, Ore (See Findings, Paras Page 27)			56				25 acres in SVANEL 15 acres in SEANE 8 acres in SVANVE 8 acres in SEANVE Section 9 T 4 S. R. 13 E. W. M.
(Norval, W. R.) Wamic, Oregon			1				l acre in SENE Section 12 T 4 S. R. 12 E. W. H.
(Norval, W. T.) Wamic, Oregon			2.9	·			0.9 acres in NE SW 0.4 acres in SE SW 0.9 acres in NV SE 0.7 acres in SW SE Section 1 T 4 S. R. 12 E. W. M.
							White River -49-
				55			

						April 1980 Annie 1980 A	
Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
BADGER DITCH COMPANY.				v•g t ^{erg} − €	₹ ₽-	e •	
(Van Duyn, C. J.) Tygh Valley, Or	°•		80	19.1			40 acres in Sine
(See Findings, Parag	raph 14, p	ago 27)		ذ			Section 8 T 4 S. R. 13 E. W. M.
(Wing, C. W.) Wamic, Oregon	.: '	· · ·	1	. je š i			l acre in SWANG Section 7 T 4 S. R. 13 E. W. M.
(Wing, Wilbur N) Wamic, Oregon	1 4. **.		12.	5			2 cores in NE
				€1±			Section 8 T 4 S. R. 13 E. W. M.
BALZER, GUSTAY Tygh Valloy, Oregon	1884	,	8	Irrigation		Jordan Creek	2.5 acros in SUSSUS Section 24
(Sco Findings, Paragra	ph 21, Page	31)		, a , Å			5.5 acres in NENE Section 25 T 3 S. R. 12 E. W. H.
BARGENHOLT, G. W.	(See und	der Lost	& Boul	der Ditch'Compo	ny.)		· .
DEATTY J. W.	25.6		3	der Ditch Compo			• •
BENNETT, A. S. The Dalles, Oregon	(Sec Fir	ndings, P	aragra;	oh 42, Page 43)			
BENNETT, S. T.				ic Water Ditch	Company)		
BERNHAGEN, ALBERT F BLANCHARD, J. F.				h Company) lor Ditch Compa	mu l		
BONNEY, A. A.	1867	0.5	106,		Thomps on	Badger	39.5 acres in SVENE
Tygh TalleynOre (See Findings, Paragrap	sh 20, Pag	o 31)				Crock	40 neres in SEINE 1 27 neres in NEISEI Section 5 T 4 S. R. 13 B. V. M.
BRADUAY, J. C.	(See und	er Lost	: Bould	ier Ditch Compa	ny)		·
BRITTIAN, O. C.	(See und	or Badge:	r Ditcl	1 Company)			
BROWN, GEO: W. Vernonia, Orogon (See Findings Program	1894	421	2	Irrigation	Hoad	Steers Springs	2 acres in NESSE. Section 10 14 S. R. 13 H. W. H.
(See Findings, Paragrap	ar er enge	·20 j					THITE RIVER -50-
							• .

Name and Postoffice Address of Appropriator	Date of Amo Relative Cubic Priority Per S	Feet Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
CAMPBELL, J. D. Wamic, Oregon	(Irrigation No. 2306,	and amount	of vater as p the State list	er Cortific er Board.)	sate of Tat	or Right
(See Findings, Paragra	ph 34, Page 41))				
CHANDLER, RALPH	(See under G	ate Creek	and Rock Creek	Ditch Comp	any)	-
CHASTAIN, J.O. Vamic, Oregon	1892	3	Irrigation	Patison	Three Milc	3 acres in NE-NE-
(See Findings, Paragra	ph 43, Page 44)				Creek	T 4 S. R. 12 E. W. M.
CRAFT, MRS. E. L.	(See under L	ost & Boul	dor Ditch Compa	ny)		
CRAWFORD, GEO. E.	(See under G	ato Creck	and Rock Crook	Ditch Comp	any)	
DAHL, C. B.	(Successor i	n interest	to McCabe, sec	also unde	r Hausor &	Dahl)
DATIDSON, J. W. Tygh Valley, Orogon	Juno 1905	11	Irrigation		T.4 S.,	
		12	Power		R 13 E. White Rivor	Place of use: SE2NE2 Section 16 T & S. R. 13 E. W. M.
DISBROW, BLAIN	(She under L	ost & Bould	or Ditch Compa	iny)	· · · · ·	
DRIVER, H. E.			nd Rock Creek		my)	
DRIVER, THOS.	(See under Ge	ato Crock a	nd Rock Creek	Ditch Compa	my)	
DRIVER, WILLIS H.	(See under Ga	te Greek a	nd Rock Crock	Ditch Compa	ny)	
DUNCAN, MARION A	(See under Le	est and Bou	lder Ditch Com	pany)		
ENDERSBY, U. S.	(See under Lo	est and Bou	lder Ditch Com	pany-)		
FARLOW, C. N.	(See under Lo	st and Bou	lder Ditch Com	pany)		
FARLOW, J. H.	(See under Lo	st and Bou	Idore Ditch Com	pany)		
FARLOW, J. W.	(See under Lo	st and Bou	ldor Ditch Com	any)		
FARLOW, T. E. Wamic, Oregon	1907	1	Irrigation		Gate Creek	l acre in SELNEL Section 31 T 4 S. R. 12 E. W. H.
FARLOW, Estate of	(See under Gar	to Creek a	d Rock Crock E	itch Compa	ny)	
FEITCH, F. T.	(See under Los	st and Boul	dor Ditch Comp	any)		
						UNITED DESCRIPTION OF
			57			WHITE RIVER _51-

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
•							
FITZPATRICK, J. H. Tygh Talley, Oregon	1900	1		Hunicipal	R ot ary punp	Badger Creek	Water to be used in the village of Tygh Walley, Oregon
FOWLER, F. M. Wanic, Oregon	(Use o	water 1	imited	to amount used	through G	ate Creek a	nd Rock Creek Ditch)
(See Findings, Paragra)	ph 13, Pa	ge 26)					
(See also under Gate C	rook and i	lock Crce	k Ditc	h Company)			
FRENCH ESTATES; a corporation, The Dalles, Oregon	1874	32	225	.83 Irrigation	Anderso	n Thite Rivor	10.65 acres in NEONE 6.15 acres in NOONE 38.45 acres in STANE
(See Findings, Paragraph 33, Page 40)	1904		ance essary				2.50 acros in SE NE 10.5 acros in NE SE 10.5 a
	cribo	to be u	sed on f tho	874 is for .32 any of the lan inter used for late of 1901)	ds herein	dos-	Section 11 15.77 acres in NE NV 17.00 acres in NE NV 39.23 acres in SUNV 34.88 acres in SE NV Section 12 T 4 S. R. 13 E. V. M.
GATE CREEK AND ROCK' CREEK DITCH COMPANY, T.H.Woodcock, Secy. Wanic, Oregon	1875		186	2 Irrigation	Crock & Cato	Rock Crock & Gato	Lands described under names of individual* users as follows:
(See Findings, Paragrap 30, Page 39)	oh.				Creek	Creek	
(Chandler, Ralph)							8 acres in NENET Section 20 T 4 S. R. 12 E. W. H.
(Crawford, Goo, E	.)	,					6.1 acres in SUZNUZ Section 23 T 4 S. R. 12 E. W. M.
(Driver, H. E.)						•	4 acros in SENNY 14 acros in NE NV 3 acros in NV NV Section 25
(Briver, Thos)							12 acros in SWESE
					÷		3 acros in NUSET Section 24 T 4 S. R. 12 E. W. M.
(Driver, Willis 11)							20 acres in SEASUA Section 24 T 4 S. R. 12 D. W. H.
(Farlow, Vim. H. Estate)							Sacros in SWANE 3 acres in NV NE Section 27 1 4 S. R. 12 E. V. H.
							UNITE RITER -52-
			i	58		•	

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
GATE CREEK & ROCK CREEK DITCH COMPANY, (continued)				,			
(Fowler, F. M.)							2 acres in SEINE? Section 27 T 4 S. R. 12 E. W. M.
(Gerity, Richard)							1 acre in NE 3SE 2 Section 17 T 4 S. R. 12 E. W. M.
(Harvey, A. G.)							5 acros in SUNNUMED 2 acros in SENVAL 5 acros in NENVAL 10 acros in NVANE 1 Section 21 4 acros in SWASE 2 Section 16 T 4 S. R. 12 E. W. M.
(Johnson, W. H.)				Domestic			
(Kennedy, James E)							33.3 acres in SWINE Section 26 T 4 S. R. 12 E. W. M.
(McCoy, J. M.)							5.1 acres in NUNE: Section 20 T 4 S. R. 12 E. W. M.
(McGill, J. B.)							1.5 acres in NWINVI Section 24 T 4 S. R. 12 E. W. M.
(Patison, A. M.)							4.8 acros in SESSVE 4 acros in SVESVE Section 14 T 4 S. R. 12 E. V. M.
(Roberts, D. C.)							10 acros in NETSBT / Section 21 T 4 S. R. 12 E. W. M.
(Savage, Lena)							1.6 acres in SWINE Section 20 T 4 S. R. 12 E M.
(Savage, Richard)							3 acres in NV-NV- Section 28 T 4 S. R. 12 E. W. M.
(Swift, F. M.)							5 acres in SV4SV2 7 acres in SE2SV2 3 acres in SV2SE4 Section 15 T 4 S. R. 12 E. W. M.
(Woodcock, T. E.)							3 acres in SENWI Section 20 T 4 S. R. 12 E. W. M.
							WHITE RIVER -53-
				59			

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
GILLES, A. H.	(See und	der Badge	r Ditc	h Company)	, .		
GERITY, RICHARD	(See und	er Gate	Creek	and Rock Crook	Ditch Comp	any)	
GISH, ERNEST J	(See un	der Badge	r Ditc	h Company) .			
HAINES, ROY B Tygh Talley, Oregon	J _u ly 1886		16.5	Irrigation	Bonney School land	Tygh Creek	13.5 acros in SV-NE- 3 acres in SE-NE- Section 36 T 3 S. R. 12 E. W. M.
HARDIN, S. T. Tygh Talley, Oregon	1894		85	Irrigation	Zumwalt and Kinyon	White River	20 acres in NEINEI 20 acres in NVINEI 35 acres in SWINEI 10 acres in SEINEI Section 7 T 4 S. R. 14 E. W. M.
HARTH, CHAS. Tygh Valley, Orogon	1877		115	Trigation	Bonney	Tygh Crook	Soction 1 12.8 acres in NESVE 35.8 acres in SESVE 28.4 acres in NESEE 33.3 acres in NESEE Soction 2 T 4 S. R. 13 E. W. M.
	1867		77.5	Irrigation	Bonney	Tygh Crook	Section 1 32.2 acres in SW4SE4 28 acres in SE4SE4 Section 2 T 4 S. R. 13 E. W. M.
HARVEY, A. G.	(See u	nder Gate	Creek	and Rock Creel	c Ditch Com	pany)	
HARTEY BROS	(See u	nder Thro	e Mile	Creck Water D	itch Compan	y)	
HAUSER & DAHL (Hauser estate Heirs) By C.B.Dahl, Tygh Valley, Oregon	1072		122,9	Irrigation	Old Hauser	Badger Creek	2.5 acres in SWASWA 21.7acres in SEASWA 12.6 acres in SWASRA Section 32 T 3 S. R. 13 E. W. M.
(See Findings, Paragrap Page 42)	sh 38,						37.5 acres in NVANE 37.6 acres in NVANE 11 acres in NVANWA Section 5
HAUSER, K. L. Tygh Valley, Oregon	1884		31.5	Irrigation	Hauser, or old McCowan	Tygh Creek	3 acres in SWINEL 9.5 acres in NEISE 14 acres in NWISEZ Section 31 4 acres in NWISWZ Section 32 T 3 S. R. 13 E. W. M.
HIGHLAND DETCH COMPANY By A.H.Gillis Secy Wamic, Oregon	, (See I	P _a ragraph	50, Pa	age 46)			
							WHITE RIMER -54-
			i	60			

HILL, ALESSY (Conce under Lost and Bolder Ditch Company) Power NeDorkle Badger Power Pow		Name and Postoffice Address	Date of Relative	Amount Cubic Feet	Number	Use	Name of Ditch	Stream	Description of Land or Place of Use
INDELL, LAMES F Tych alley, Gregon 1879 22 Power Hotorkia Badger Creek Section 4 7 4 5. R. 10 5. V. H. JOHNSON, FIDTD (See under Gate Creek and Rock Creek Sitch Company) JOHNSON, W. H. (See under Gate Creek and Rock Creek Sitch Company) JOHNSON, J. L. Law La		of Appropriator			Acres		WHO WAS A STATE OF THE STATE OF		
Type Nalley, Oregon (See under Sate Oreek and Rock Oreek Ditch Company) JOGSEON, W. H. (See under Sate Oreek and Rock Oreek Ditch Company) MEMPRO, JOGSPH R (See Under Sate Oreek and Rock Oreek Ditch Company) EXPREDIT, MASS E Ditch Company and Three Units Three Ditch Company, Last Ditch Company and Three Units Three Hile Oreek Sate Oreek Oreek Sate Oreek Sate Oreek Sate Oreek Sate Oreek Sate Oreek Oreek Sate		HILL, ALBERT	(See und	er Lost	and Bo	ulder Ditch Con	npany)		
JOHNSON, FLOYD JOHNSON, W. H. (See under Gate Creek and Book Creek Ditch Company) EEEP, JOHN H R (See Water Gate Creek and Book Creek Ditch Company) KEHRIDY, JAMES E Greek and Rook Creek Ditch Company, Lest and Boulder Ditch Company and Three Hile Index Ditch Company, Lest and Boulder Ditch Company and Three Hile Index Ditch Company) EEMBEDY, J. L. Laurs Remedy, Agent Sand 48, Page 46) EING, C. A. (See under Lest and Boulder Ditch Company) EING, C. A. (See under Lest and Boulder Ditch Company) EING, C. A. (See Pindings Paragraph 49, Page 48) EING, C. A. (See Pindings, Paragraph 49, Page 48) EING (See Pindings, Paragraph 49, Page 54) LANGE, BTTA (See under Lest and Boulder Ditch Company) LANGE, BTTA (See under Lest and Boulder Ditch Company) LEDFORD, S. C. (See under Lest and Boulder Ditch Company) LEDFORD, S. C. (See under Lest and Boulder Ditch Company) (See Pindings, Paragraph 31, Page 39) (See Pindings, Paragraph 31			1879	22		Power	McCorkle		power purposes in Section 4
JOHNSON, H. H. (See under Gate Creek and Rock Creek Ditch Company) (See Findings, Paragraph 27, Page 34) Ditch Company and Three Mile Ditch Company, Lest and Bouldar Ditch Company, Let Loura Kennedy, Agent Endic, Oragen (See Findings Paragraph 68, Page 46) KENNEY, HIES L Wanne, Oragen (See Under Lest and Bouldar Ditch Company) KENNEY, HIES L Wanne, Oragen (See Pindings, Paragraph 49, Page 46) KENNEY, HIES L Wanne, Oragen (See Pindings, Paragraph 49, Page 46) KENCU, U. J. Tygh Talley, Oragen (See Pindings, Paragraph 28, Page 54) LARGE, FITA (See under Lest and Bouldar Ditch Company) LARGE, FITA (See under Lest and Bouldar Ditch Company) LARGE, FITA (See under Lest and Bouldar Ditch Company) LARGE, FITA (See under Lest and Bouldar Ditch Company) LARGE, FITA (See under Lest and Bouldar Ditch Company) LARGE, FITA (See under Lest and Bouldar Ditch Company) LARGE, FITA (See Indings, Paragraph 11, Page 54) LARGE, FITA (See Under Lest and Bouldar Ditch Company) LORGENT, Paragraph Paragraph 11, Page 54) LARGE, FITA (See Under Lest and Bouldar Ditch Company) LORGENT, Paragraph Paragraph 11, Page 54) LARGE, FITA (See Under Lest and Bouldar Ditch Company) Lore Large 10) (See Findings, Paragraph 11, Page 10) (See Findings, Paragraph 11, P									T 4 S. R. 13 E. W. M.
KENNEDY, JAMES E (See undor date Oreck and Rook Crosk Ditch Company) KENNEDY, J. L. Laura Econody, Agent Mante, Oregon (See Undor Lost and Boulder Ditch Company) KENNEDY, J. L. Laura Econody, Agent Mante, Oregon (See Pindings Paragraph 48, Page 45) KING, C. A. (See under Lost and Boulder Ditch Company) KING, C. A. (See under Lost and Boulder Ditch Company) KING, C. A. (See Pindings, Paragraph 48, Page 45) KING, C. A. (See under Lost and Boulder Ditch Company) Inrigation Reck Crock Crock Crock Crock Crock 2 cores in Nightly Scotion 18 T 4 S. E. 12 E. W. E. Scotion 28 T 6 S. R. 12 E. W. E. Scotion 28 T 6 S. R. 12 E. W. E. Scotion 28 T 6 S. R. 12 E. W. E. Scotion 6 T 2 S. R. 13 E. W. H. LEDFORD, S. C. (See under Lost and Boulder Ditch Company) LOST AND SUDLER DITCH COMPANY, By Findings, Paragraph 28, Page 39) (See under Lost and Boulder Ditch Company) LOST AND SUDLER DITCH COMPANY, By Findings, Paragraph 31, Page 39) (Sea grandont, G. W.) (See Under Lost and Boulder Ditch Company) Lost AND SUDLER DITCH COMPANY, By Findings, Paragraph 31, Page 39) (Sea grandont, G. W.) (Sea grandont, G.		JOHNSON, FLOYD	(See un	der Badge	er Ditc	h Company	-		
(See under Cate Creek and Rock Crock Ditch Company) Lest and Boulder Ditch Company and Three Bitch Company and Bitch Bitch Bitch Company and Bitch Bit	~	JOHNSON, W. H.	(See un	der Gate	Creek	and Rock Creek	Ditch Comp	any)	
Bitch Company and Throe Mile Store Ditch Company) ENNEDY, J. L. Lurum Remandy, Agont Sante, Oregon (Soc Findings Paragraph 48, Page 45) EIRC, C. A. (Soc under Lest and Boulder Ditch Company) ENUX, W. J. Lagranger Paragraph 49, Page 45) ENUX, W. J. Lore Mile St. Wanie, Oregon (Soc Findings, Paragraph 49, Page 45) ENUX, W. J. Lore AND ROULDER DITCH CORPAN, President Wanie, Oregon (Soc under Lest and Boulder Ditch Company) LORE AND ROULDER DITCH CORPAN, President Wanie, Oregon (Soc Findings, Paragraph 11, Page 19) (Bargenholt, G.W.) (Soc Findings, Paragraph 31, Page 39) (Bargenholt, G.W.) (Beatty, J. W.) (Beatty, J. W.) 1907 (Beatty, J. W.) 1907 Bomestic Demestic Three Mile State Ditch Company) Three Mile State Ditch Company) And Roulder Ditch Company) Accorkio Scation 5 To the acreage, and under the detect of priority as shown under the acreage of the following water users from said ditch: While Tire Boulder Demestic For the acreage, and under the detect of priority as shown under the acreage of the following water users from said ditch: While Tire Boulder Note of the acreage, and under the detect of priority as shown under the acreage of the following water users from said ditch: While Tire Boulder Note Three Mile Three Soction 16 To S. R. 12 E. W. M. Soction 16 To S. R. 12 E. W. M. Soction 16 To S. R. 12 E. W. M. Soction 16 To S. R. 12 E. W. M. For the acreage, and under the detect of priority as shown under the acreage of the following water users from said Societion 5 To S. R. 12 E. W. M. Demestic grave on his form tributery to Lest a Boulder Ditch. WHIPE RIVER =55-		KEEP, JOSEPH R	(See Fi	ndings,	Paragra	ph 27, Page 34)		
Lawra Konnedy, Agort Namic, Oregon (Soc Findings Paragraph 48, Page 45) KING, C. A. (Soc under Lest Wanic, Oragen (Soc Findings, Faragraph 49, Page 45) KING, W. J. Typh "alley, Oragen (Soc under Lest and Boulder Ditch Company) LOST ARD BOULDER DITCH COMPANY, By Frank T. Feltch, Page 48, Page 54) LOST ARD BOULDER DITCH COMPANY, By Frank T. Feltch, Page 48, Page 54) LOST ARD BOULDER DITCH COMPANY, By Frank T. Feltch, Page 48, Page 54) LOST ARD BOULDER DITCH COMPANY, By Frank T. Feltch, Page 48, Page 54) LOST ARD BOULDER DITCH COMPANY, By Frank T. Feltch, Page 48, Page 54) Lost & Boulder Creck Por the acresso, and under the dates of prior- Lost and Boulder Ditch Company) (Soc indice, Paragraph 11, Page 19) And Paragraph 31, Page 39) (Bargenholt, J) 1907 Lost and River, Oragen Domestic Boulder Lost & Boulder Creck For the acresso, and under the facts of prior- Lost and Boulder Ditch Company) Lost & Boulder Creck For the acresso, and under the same of the following water the following water users from said ditch: Company Lost & Boulder Creck For the acresso, and under the same of the following water the following wat		KENNEDY, JAMES E	(See un Ditch	der Gate Company	Creek and Th	and Rock Crook ree Mile Water	Ditch Comp Ditch Comp	nany, Lost	and Boulder
KINNEY, HILES L Wanic, Orogen (See Findings, Paragraph 49, Page 45) ENGY, W. J. Tygh Valley, Orogen (See Findings, Paragraph 26, Page 34) LARGE, ETTA (See under Lest and Boulder Ditch Company) LOST AND SCHIDER DITCH COMPANY, By Frank T. Foltch, President. Umaic, Orogen (See Findings, Paragraph 11, Page 19) And Paragraph 31, Page 39) (Bargenhelt, G.W.) (Bargenhelt, G.W.) (Bargenhelt, G.W.) (Bestty, J. W.) 1907 Head River, Orogen Domestic Reck Crock Reck Crock Crock Reck Crock Crock Reck Crock Crock Reck Crock Crock Crock Reck Crock		Laura Kennedy, Agent	1873		2	Irrigation		Mile	Section 14
KINNEY, MILES L. Wamic, Oregon (See Pindings, Paragraph 49, Page 45) KNUK, W. J. Tyth Valley, Oregon (Successor in interest to Pittpatrick & Son) (See under Lest and Boulder Ditch Company) LEDFORD, S. C. (See under Lest and Boulder Ditch Company) LOST AND BOULDER DITCH COMPANY, President. Wante, Oregon (See Findings, Paragraph 31, Page 39) (Bargenholt, G. W.) (Bargenholt, G. W.) (Beatty, J. W.) 1907 Hood River, Oregon 2 Irrigation Rock Crock Crock Crock Rock Crock Crock Crock Crock Rock Crock Crock Crock Crock 11 acros in SENER Soction 6 2 4 S. R. 13 E. W. H. 11 acros in SENER Soction 6 2 4 S. R. 13 E. W. H. 12 acros in NEWNY Soction 78 11 acros in SENER Soction 6 2 4 S. R. 13 E. W. H. 13 acros in SENER Soction 6 2 4 S. R. 13 E. W. H. 14 acros in SENER Soction 6 2 4 S. R. 13 E. W. H. 15 For the acroago, and under the dates of priority as shown under the name of the following water users from said ditch: (See Findings, Paragraph 31, Page 39) (Bargenholt, G. W.) 1907 Hood River, Oregon Domestic Domestic NHITE RIZER -55-		(Sec Findings Paragraph	h 48, Pa	ge 45)					
Namic, Oragon (See Findings, Paragraph 49, Page 45) EHCK, W. J. Tigh Valley, Oragon (Successor in interest to Fitzpatrick & San) (See Findings, Paragraph 26, Page 34) LARGE, ETTA (See under Lest and Boulder Ditch Company) LEDFORD, S. G. (See under Lest and Boulder Ditch Company) LOST AND SOULDER DITCH COMPANY, By Frank T. Foltch, Page 19) (End Paragraph 11, Page 19) (End Paragraph 31, Page 39) (Bargenholt, G.W.) 1907 (Beatty, J. W.) 1907 (Beatty,		KING, C. A.	(See un	der Lost	and Be	oulder Ditch Co	mpany)		
(See Findings, Paragraph 49, Page 45) HHCK, W. J. Tygh Walley, Orogon (Successor in interest to Fitzpatrick & Son) (See Findings, Paragraph 26, Page 34) LARGE, ETTA (See under Lest and Boulder Ditch Company) LEDFORD, S. C. (See under Lest and Boulder Ditch Company) LOST AND BOULDER DITCH COMPANY, By Frank T. Foltch, President. Wamic, Oregon (See Findings, Paragraph 31, Page 39) (Bargonholt, G. W.) (Beatty, J. W.) 1907 Wanic, Oregon Domestic Domestic Lost & Boulder Crecke For the acreage, and under the dates of priority as shown under the names of the following water users from said ditch: WHITE RIVER -55-			1878		2	Irrigation			Section 28
Tygh Talley, Oregon (Successor in interest to Fitzpatrick & Son) (See Findings, Paragraph 26, Page 34) IARGE, ETTA (See under Lest and Boulder Ditch Company) LEDFORD, S. G. (See under Lest and Boulder Ditch Company) LOST AND BOULDER DITCH COMPANY, By Frank T. Feltch, President. Vanic, Oregon (See Findings, Paragraph 11, Page 19) And Paragraph 31, Page 39) (Bargonholt, G.W.) Wanic, Oregon (Beatty, J. W.) Hood River, Oregon (Beatty, J. W.) Domestic Domestic Creek T 2 S. R. 13 E. W. M. Lost & Totho acreage, and under the dates of priority as shown under the names of the following water users from said ditch: 11.5 acres in SENGER Socition 5 T 5 S. R. 12 E. W. M. Domestic graph 31, Page 39) White EIVER -55-		(Sec Findings, Paragraph	h 49, Pag	e 45)					
LARGE, ETTA (See under Lost and Boulder Ditch Company) LEDFORD, S. G. (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Lost and Boulder Ditch Company) LOST AND BOULDER DITCH (See under Los		Tygh Valley, Orogon (Successor in interest	1879		11	İrrigation	McCork1	•	Section 6
LOST AND BOULDER DITCH COMPANY, By Frank T. Feltch, President. Wamic, Oregon (Bargenhelt, G.W.) (Bargenhelt, G.W.) (Beatty, J. W.) (Soe under Lost and Boulder Ditch Company) Irrigation Lost a Boulder Boulder Creeks For the acreage, and under the dates of priority as shown under the names of the following water users from said ditch: (Beatty, J. W.) (Beatty, J.		(See Findings, Paragrap	h 26, Pag	e 34)					
LOST AND BOULDER DITCH COMPANY, By Frank T. Feltch, President. Wamic, Oregon (See Findings, Paragraph 11, Page 19) And Paragraph 31, Page 39) (Bargonhelt, G.W.) 1907 Wamic, Oregon (Beatty, J. W.) 1907 Hood River, Oregon Irrigation Lost & Lost & For the acreage, and under the dates of priority as shown under the names of the following water users from said ditch: 11.5 acres in SEACLA 11 acres in SWASEA Section 5 T 5 S. R. 12 E. W. M. Domestic gase on his farm tributary to Lost & Boulder Ditch.		LARGE, ETTA	(Sec in	der Löst	and B	oulder Ditch Co	mpany)		
Boulder Company, By Frank T. Feltch, President. Wamic, Oregon (Soe Findings, Paragraph 11, Page 19) And Paragraph 31, Page 39) (Bargonholt, G.W.) 1907 Wamic, Oregon (Beatty, J. W.) 1907 Hood River, Oregon Boulder Creeks Boulder Creeks Boulder Creeks under the dates of priority as shown under the names of the following water users from said ditch: 11.5 acres in SELSEL 11 acres in SWASEL 12 acres in SWASEL 12 acres in SWASEL 13 acres in SWASEL 14 acres in SWASEL 15 S. R. 12 E. W. M. Domestic green his farm tributary to Lost & Boulder Ditch. WHITE RIVER -55-		LEDFORD, S. G.	(See u	ador Lost	and B	oulder Ditch Co	mpany)		
Page 19) (And Paragraph 31, Page 39) (Bargonholt,G.W.) 1907 Wamic,Oregon (Beatty, J. W.) 1907 Hood River,Oregon Domestic Domestic Boulder Ditch.		COMPANY, By Frank T. Feltch, President.				Irrigation		Boulde	r under the dates of prior- ity as shown under the names of the following water users from said
Wamic, Oregon Continuous Conti				e 39)					
Hood River, Oregon Rarm tributary to Lost & Boulder Ditch. WHITE RIVER -55-			1907		22.5			•	11 acres in Swassa V
		(Beatty, J. W.) Hood River, Orc				Domestic			farm tributary to Lost
									WHITE RIVER -55-
	2 k 2	:				61			

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
LOST & BOULDER DITCE Company (continue) (Blanchard, J. P. Wamic, Oregon	(NOTE: acres NV SE R 12 E	. H. E. T.	nich i	for an inchoa orcs in NECSE n SB(SB) Section nohoate right	is allowed	with	37 acres in NU SW Section 34 T 4 S. R. 12 E. W. M.
(Bradway, J. C.) Wamic,Oregon	year fi the Ci	rom the da rouit Cour	ate of	ll, and claiman entry of final the State of On o complete such	decree he	rein in Asco	7,65 acres in STENWE 9,43 acres in NVESWE
· .							Section 1 2.92 acres in SENES Section 2 T 5 S. R. 11 E. W. H.
(Craft, Mrs. E.L.) Wamic,Oregon	1907		9.4				8 acres in SUNSUND 1.4 acres in SEUSUND Section 32 T 4 S. R. 12 E. W. M.
(Disbrow, Blaine) Wamic, Oregon	1907		6.3				6.3 acres in SWENE: Section 2 T 5 S. R. 11 E. W. H.
(Duncan, Harion A) Wamic, Oregon	1901		18.5				5 acres in SUSUE 5 acres in SESUE 2 acres in NUSEE 6.5 acres in SUSEE Section 6 T 5 S. R. 12 E. W. M.
(Endersby, U.S.)	1901		5		Pipe line from Lost & Boulder Ditch		5 acres in SENEL Section 13 T. J. S. R. 11 E. W. H.
(Farlow, C. N.) Wamic, Oregon	1907		1	Irrigation	Lost & Boulder	Lost & Boulder	l acre in SE SE SE Section 5 T 5 S. R. 12 E. W. H.
	no acres NESE: 7 acres which inc of 1911, date of e Court of	Statement in NE SW 11 acres in SE SE hoate rig and claim ntry of f	secti Secti th is ant secti	for an inchoate cres in SEESWEST 10.5 acres on 2, T 5 S. R. allowed with a hall have one y tecree herein in tegon for Wasco appropriation	in SWSE: in SWSE: in SWSE: in E. W. priority ear from t n the Circ County wi	in E., date he	2 acres in NE SVE 3 acres in SE SVE 1 acres in SVESE 5 acres in SE SE Section 2 T 5 S.R. 11 E.V.M.
				62			WHITE RIVER -56-

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
LOST & BOULDER DITCH COMPANY (Continued)							:
(Farlow, J.M.& C.N Wamic, Oregon	1) 1901		22.7				14 acres in NE SW
	25.7 ac which i date of from th the Cir	res in the nchoate r 1911, and date of cuit Cour	e same ight is dictain claim entry	for an incheat forties descr allowed with ment is allowe of final decr as State of Or complete such	ibed herein a priority d one year se herein i	n Sco	1.7 acres in NWISE Section 1 T 5 S. R. 11 E. W. M.
(Farlow, J. W.) Wamic, Oregon	1901	1	7 6	,			14 acres in NE NE 12 de la 15 acres in NV NEZ
	Swine: NEINWI: NEINWI: Section allowed shall h decree Oregon	s in NEEN 5 acres 13 acres 8, T 5 S with a p ave one y herein in	in NV s in NV s in NV s R 12 riority ear fro the Ci County	or an incheat cres in NW-NE Ed Section 7; NWE; 8 acres E. W. M., and date of 1911 m date of ent reuit Court of within which	2: 10 acres 8 acres in in SW4NW2: d same is , and claims ry of final f the State	int .	25 acres in SW-NE 5 acres in NE-NW- 35 acres in SE-NW- 40 acres in NW-SE- Section 7 15 acres in NW-NW- 12 acres in SW-NW- Section 8 T 5 S. R. 12 E. W. M.
(Feltch, F. T.) Wamic, Oregon	acres in acres in T 5 S. I priority from date Court of	Statement n NE	and 20 . M., 1911, y of f	or an inchoated ll: 10 acres in SEN acres in SEN and same is all and claimant sinal decree heregon for Waseriation.)	in NV NV; VV + Section Llowed with hall have corein in the	15 12, a ne year Circuit	17.5 acres in NE NE Section 11 20.7 acres in NE NE S.8 acres in NE NE NE Section 12 T 5 S. R. 11 E. W. M.
(King, C. 4.)	R 11 E. of 1911 entry of State of	SWASEA; W. M., ar and claim final de	14 acro 1d same mant sha cree he or Wase	or an inchoate is allowed with the cone years in the Coorty in w	th a priori car from da ircuit Cour	5 S. ty date te of t of the	6 acres in SELSEL Section 11 T 5 S. R. 11 E. W. M.
(Hill,Albert)	1907		6	•			4 acres in NE-NE-
Vamic, Oregon	same is claimant final de	allowed washall hacree here	ection ith a p ve one in in t	or an incheate 5, T 5 S.R. 1 oriority date year from dat he Circuit Coe ty in which t	2 E.W.M., a of 1911, and e of entry ourt of the 8	nd 1 of State	2 acres in NW-NET Section 5 T 5 S. R. 12 E. W. L.
(Kennedy, J) Wamic, Oregon	1901	8	7.4				6.5 acres in SWINE
	section with a prone year the Circu	NWESW:: 30 acres 11 T 5 S.I ciority d from date ait Court	15 acre in SW4S 11 E ege of of en of the	r an incheate s in NE SE; 30 acres s. W.M. and same 1911; and classry of final d State of Oregate such appropries	on acres in the second	have n in	Section 9 6.5 acres in SW-NE- 9.4 acres in SE-SW- 25 acres in NE-SE- 10 acres in NW-SE- 10 acres in SW-SE- 20 acres in SE-SE- Section 10 T 5 S. R. 11 E. W. M.
				63			WHITE RIVER _87_

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
LOST & BOULDER DITCH COMPANY (continued)				*			
(Large, Etta) Wamic, Oregon	1901		10				Soction 33 4 acros in NV_NV2 Section 34 T 4 S. R. 12 E. W. M.
(Ledford; S. G.) Wamic, Oregon	32 acr and sar and cla of fina State	os in NE e is all imant sh l docroe	SE2 Se oved v all had herein for We	s for an inchoraction 12, T 5 ith a priority ve one year fron in the Circuits asso County in	S.R. 11 E. date of 19 m date of t Court of	a 11, entry the	6.2 acres in NE SE Section 12 T 5 S. R. 11 E. W. M.
(Mayfield, Malinda) Wamic, Oregon	1901		40				38 acres in NW NV Secretary Section 7 T 5 S. R. 12 E. W. H.
(Mayfield, W. H.) Wamie, Oregon	10 acre 10 acre in NE 12 E date of of enti	s in SE s in NV W and 8 W. H., 1911, a y of fin	SUL Son MEL; 10 acres and san ad class al decre	for an inchest stion 31; T 4 S acres in Star in Navia Soci me is allowed t imant shall have or wasce County	R. 12 E. E1; 8 acro ion 6, T 5 ith a prio c onc year he Circuit	S., rity from dato Court of	Section 31 T 4 S. R. 12 E. W. M. 5 acros in NWINE 6 acros in SWINE Section 6 T 5 S. R. 12 E. W. M.
(Morgan, B. W.) Wamic, Oregon	19 acre and sar and cla ontry (s in SV2 c is all inant sh f final	SE Socono Viall har decree Oregon	for an inchoat ption 36, T 4 S ith a priority we one year fro herein in the for Wasco Cour ation.)	? Ri 11 E. date of 19 m date of Circuit Co	, 11, urt	Section 56 T 4 S. R. 11 E. W. M.
(Stancliff, D. H.) Edinbore, Penn.	1911		13.15	-			8.15 acres in Suesti Section 1 5 acres in Niewia Section 9 T 5 S. R. 11 E. W. M.
(Weberg, A) Wanie, Orogon	1911		5	•			0.6 acres in NELSVE 4.4 acres in SEESVE Section 32 T 4 S. R. 12 E. W. M.
(Woodcock, J. E.) Wamic, Oregon	29.3 ac and sar and cla of Sinc State	res in N e is all imant sh l docreo	Sectowed was all has herein for We	for an inchoat ion 12, T 5 S. ith a priority to one year from in the Circuits of County in	R. 11 E. date of 19 m date of t	ll, entry tho	4.7 acros in NelNel 3 acros in NVANEL 2 acros in STANEL 3 octos in SELNEL 5 Section 12 T 5 S. R. 11 E. W. M.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
LUCAS, W. E. Wamic, Oregon	1898		2.5	Irrigation	Rock & Gate Creek	Gate & Rock Crecks	2.5 acres in SWNW. Section 20 T 4 S. R. 12 E. W. M.
(See Findings, Paragrap Page43)	h 40,	***************************************			Ditch		
MAGILL, J. B.		nder Roun eek Ditah		ic Water Ditch	Company and	i G _a te Cree	k and Rock
MAYPIELD, JOHN	(See u	nder Three	Mile	Water Ditch Co	mpany)		
MAYFIELD, MALINDA	(Sec u	nder Lost	and Bo	ulder Ditch Co	npany)		
MAYFIELD, W. H.	(See u	nder Lost	and Bo	ulder Ditch Co	mpany)		
MAYS, F. P. Tygh Valley, Oregon	1865		281.7	Ir riga tion	línys	Tygh Creek	16.6 acres in SV-NE 27.4 acres in SV-NV-32.9 acres in SE-NV-20 acres in NV-SV-10 acres in NV-SV-10 acres in NV-SV-Scetion 3
	(See a	lso under	Badgo	r Ditch Company			19.3 acres in SUNE 27.5 acres in SENE 32.8 acres in NE SE 32.8 acres in NE SE 37.5 acres in NE SE 37.5 acres in NE SE 37.5 acres in SUSE 37.5 acre
· · · · · · · · · · · · · · · · · · ·	1677		226.2	Irrigation	Bonney or Harth	Tygh Greek	14.1 acros in NW2SW2 40 acros in SW2SW2 Section 2 21 acros in NE SE2 20.1 acros in NW2SE2 36.6 acros in SW2SE2 40 acros in SE2SE2 40 acros in NE2SE2 5 Section 3 22.8 acros in NE2NE2 7.6 acros in NW2NE2 Section 10 24 acros in NW2NW2 Section 11 T 4 S. R. 13 E. W. M.
McCABE, ANDREW; Tygh Valley, Oregon (C.B.Dahl, successor in interest)	1900		2	Irrigation	· McCabe	Tygh Creok	2 acres in SE ¹ ₂ SE ¹ ₂ Section 31 T 3 S. R. 13 E. W. M.
(See Findings, Paragrap Page 34)	oh 25,						
McCARTNEY, ALEX Tygh Valley, Oregon (See Findings, Paragrap Page 45)	1884 oh 47,		27,2	Irrigation	∄eCoπ a n	Tygh and Jerdan Crecks	2.5 acres in NE NE 2 21 acres in SE NE 2 2 acres in NE SE 2 1.7 acres in SWANE 2 Section 26 T 3 S. R. 12 E. W. M.
							WHITE RIVER -59-
				65			

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
McCOY, J. M.	(See un	der Gate	Greek a	rd Rock Creek	Ditch Compa	ny)	
McCORKIE, G. S.	(Sec un	der Three	Mile 0	rock Water Dit	ch Company))	
McCORKLE, F. E. Tygh Valley, Oregon	1869		25	Irrigation	MoCorkle	Tygh and Jordan	8 acres in NV/SV/2 6 acres in SV/SV/2 11 acres in SE/SV/2
(See Findings, Peragrap Page 33)	h 24,					Cr ec ks	Section 25 T 3 S. R. 12 E. W. M.
MILIER, J. H. and ZUMVALT, W. E. Wamic, Oregon	187 3		3	Irrigation	Three Mile	Three Mile Creek	3 acres in NV2NV Section 14 T 4 S. R. 12 E. V. M.
(See Findings, Paragrap Pago 44)	h 45,					,	
MORGAN, B. A.	(See un	der Lost	and Bou	lder Ditch Com	npany)		•
MORROW, F. A.	(See un	der Badge	r Ditch	Company)			
NICKERSON, W. N. Tygh Valley, Oregon	1902		16	Irrigation	I. J. Powell	Three Mile Creek &	4.5 acres in NE SW 3.5 acres in SE SW 8 acres in NW SE
(See Findings, Paragrap Page 30)	h 19,					White River	Section 10 T 4 S. R. 13 E. W. H.
	1916		16	Irrigation		Three Mile Creek & White River	16 acres in NV CE Section 10 T 4 S. R. 13 E. V. M.
NORVAL, Y. O. Wamic, Oregon (Successor in interest to Fred Bicksel)	1888		2.97	Irrigation	Bicksel	Rock Creek and Gate Creek	1.07 acres in NWANTE 1.90 acres in SVENVE Section 27 T 4 S. R. 12 E. W. H.
(See Findings ,Paragrap Page 41)	h 35,					OI COIL	
NORVAL, W. R.	(See und	dar Badge	r Ditch	Company)			
NORWAL, W. T.	(See und	ler Badge	r Ditch	Company)			
PACIFIC POWER & LIGHT COLPANY, Gasco Building, Portland, Oregon	1901	250 sec ft. 4233 H. 149 ft.		Pover	Dams, reservoirs and pipe	White River	Place of use is SPNE Section 7 V
(See Findings, Paragrap Page 41)	n 37	fall			line		
PATISON: A. M. Wamic, Oregon	(See und	ler Gate Tater Dit	Oreek a ch Comp	nd Rock Creek any.	Ditch Compa	ny and Rour	nd Prairie
PATISON, B. M.	(See und	ier Round	Prairi	e Water Ditch	Company)		
							WHITE RIVER -60-
				66			

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
PITCHER, BERT Tygh Valley, Oregon (See Findings, Paragraph Page 29)	1891		16.5	Irrigation	Ruckers	Springs on land irrigated and also on N2NE2, Sec.15 T 4 S., R 13 E. W.M.	Section 10
PURCELL, WILL T Wamic. Oregon (See Findings, Paragraph Page 29)	1883 1902 1 16		2 33	Irrigation	Hill	Gate Creek	10 acres in SENE? Section 35 15 acres in SWNW? 10 acres in SENW? Section 36 T 4 S. R. 11 E. W. M.
RENNO, MINTIE G Camas Valley, Oregon (See Findings, Paragraph Page 29)	1894 1918 h 15		20 56.8	Irrigation	White River	W hite River	1.4 acres in SENET Section 12 T 4 S. R. 13 E. W. M. 37 acres in SENET SENET SECTION 7 T 4 S. R. 14 E. W. M.
ROBERTS, D. C.	(See ur	der Gate	Creek	and Rock Creek	Ditch Comp	pany)	
ROUND PRAIRIE WATER DITCH COMPANY, Steve Wing, Secy Wamic, Oregon (See Findings, Paragraph Page 24)	Jan.7 1874 h 12,			Irrigation	Round Prairie	Three Mile Creek	3.1 acres in NWANE 1 6 acres in SWANE 1 4.6 acres in SEANE 2 16 acres in NEANW 2 3 acres in NWANW 2 Section 10 2.8 acres in SEANE 2 Section 11 5.8 acres in SWANE 2 Section 12 T 4 S. R. 12 E. W. M. and other lands listed under names of users from said ditch.
(Magill, J. B.) Vamic. Oregon			5.6				2.8 acres in SE SE Section 11 2.8 acres in SW SW Section 12 T 4 S. R. 12 E. W. M.
(Patison, A. M.) Wamic, Oregon			9.7	•			0.25 acres in NELSVI 4.6 acres in SELSVI 4.85 acres in SWESEL Section 11 T 4 S. R. 12 E. W. M.
(Patison, B. M.) Wamic, Oregon			13.5				13.5 acres in NUSW: Section 11 T 4 S. R. 12 E. W. M.
(Seufert, Mrs. T. J Wamic, Oregon	J.Jr)		60.4				1.2 acres in SE-NE- 4 acres in NE-SE- Section 9 10 acres in SW-NW- 32 acres in SE-NW- 5.2 acres in NE-SW- 8 acres in NW-SW- Section 10 T 4 S. R. 12 E. W. M.
				67			WHITE RIVER -61-

Name and Postoffice Address	Date of	Amount	Number				
of Appropriator	Relative Priority	Cubic Feet Per Second	Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
ROUND ERAIRIE WATER DITCH (Continued)	f CC.						
(Simms, Harry) Wamic, Oregon			1.5				0.5 acres in SWANWA 1.0 acre in NEANWA Section 9 T 4 S. R. 12 E. W. M.
(Spath, Mrs. J) Wamic, Oregon			20.5				20.5 acres in NV2SE2 Section 9 T 4 S. R. 12 E. W. M.
(Wing, Jos and Bennett, S. T.) Wamic, Oregon			14				4.8 acres in NE NUL 6.2 acres in NUL NUL 3 acres in SULNUL Section 11 T 4 S. R. 12 E. W. M.
							The state of the state of the
(Wing, C. W.) Wamic, Oregon			3.4				3.1 acres in SE SV2 Section 12 T 4 S. R. 12 E. W. H.
(Wing, Steve) Wanic, Oregon			4.6				4.6 acres in NE SE 2 Section 10 T 4 S. R. 12 E. W. M.
SAVAGE, LENA	(See 1	ınder Bate	Creek	and Rock Creek	Ditch Compa	any)	
SAYAGE, RICHARD	(See 1	inder Gate	Creek	and Rook Creek	Ditch Comp	any)	
SEUFERT, MRS. T. J. Jr Wamic, Oregon By T.J.Seufert, Jr	1892 (See a	ilso under	3 Round	Irrigation Prairie Water	Patters o	n Three Mile Creek	3 acres in SECSEC Section 10 T 4 S. R. 12 E. V. M.
	•	Ditch Co					
SHADLEY, ABRAHAH T Wamic, Oregon	1898		12.5	Irrigation	Jacob Spath	Three Mile Creek	6.5 acres in SW25W2 Section 8 6 acros in NW2NW2
(See Findings, Paragraph Page 33)	23,						Section 17 T 4 S. R. 12 E. W. H.
SINGS. HARRY	(See i	under Round	Prair	io Water Ditch	Company)		
SOUTHERN WASCO COUNTY FAIR ASSOCIATION, By S.W.Hanson, Pres. Tygh Valley, Oregon	1867		29.5	Irrigation	Thompson	Badger Creek	29.5 acres in SEINW Soction 5 T 4 S. R. 13 E. W. M.
(See Findings, Paragraph Page 44)	46,						
SPATH, MRS. J.	(See 1	under Round	Prair	ie Wator Ditch	Company)		
STANCLIFF, D. M.	(See	under Lost	and Bo	ulder Ditch Con	npany)		
STEERS, 7. P. Tygh 7alley, Oregon	1887		6	Irrigation	Steers Springs	5 springs on NEINEL	6 acres in NV-NE- Section 15 T 4 S. R. 13 E. W. M.
(See Findings, Paragraph Page 42)	39,					& NU-NE- Sec. 15 T 4 S., R 13 E.	T TO TO TO DE HOME
				68			WHITE RIVER -62-

Name and Postoflice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
STILWELL, W . C. Tygh Valley, Oregon	1901	66 sec,2t 60 H.F		Pover		Tygh Creek	Place of use: SEASE Section 4 T 4 S. R. 13 E. W. M.
SWIFT, F. M.	(See w	nder Gate	Creek	and Rock Creek	Ditch Com	pany)	
THREE MILE CREEK WATER DITCH COMPANY, By J.E. Kennedy, Secy. Wamic, Oregon	June 19 1870			Irrigation	Three Mile	Three Mile Creek	Acreage as shown under names of the following water users from said ditch:
(See Findings, Paragra Page 40)	ph 32						
(Harvey Bros.)			24				4 acres in STANE 4 acres in SE NE 16 acres in SE NW Section 22 T 4 S. R. 12 E. W. M.
(Kennedy, J. E.)			63.9				8.6 acres in SELNEL Section 21 21.5 acres in SULNWA 16.4 acres in NELSWA 6 acres in NELSWA 11.4 acres in NELSEA Section 22 T 4 S. R. 12 E. W. M.
(Mayfield, John)			40				32.6 acres in SE ¹ SW ¹ 7.4 acres in SW ¹ SE ¹ Section 22 T 4 S. R. 12 E. W. H.
(McCorkle, C. S.)		14		,		14 acres in SVASVA Section 23 T 4 S. R. 12 E. W. M.
TYCH WALLEY HIGH LINE BITCH COMPANY, by C. A. Harth, Pres. Tygh Walley, Oregon						Badger & Tygh Crecks	Permit No. 220
(See Findings, Paragrap Page 38)	h 29,						
VAN DUYN, C. J. Tygh Valley, Oregon	1878	•	35	Irrigation	Terrill or Van Duyn	Threc Mile Creek	1 acre in SW-SE- 16.2 acres in SE-SE- Section 7 17.8 acres in SW-SW-
ł	(See als	o under 1	Badger	Ditch Company)			Section 8 T 4 S. R. 13 E. W. M.
WAPINITIA IRRIGATION COMPANY, by S. G. Card, Secy. 412 Fenton Bldg. Portland, Oregon	(See Fin	dings , Pe	aragraj	h 28, Page 35)	l į		
Weberg, A.	(See und	er Lost s	and Bou	lder Ditch Com	pany)		
				69			WHITE RIVER -63-

					9		
Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
WING, C. W. Tygh Valley, Oregon				Ditch Company Ditch Company	·)	Badgor Orcok	Permit No. 2341
WING, ELSIE SAVAGE Wamic, Oregón (See Findings, Paragraph	1898 23, Page		8 •4:	Irrigation	Jacob Spath	Three Mile Crook	8.4 acres in SELSWL Section 9 T 4 S. R. 12 E. W. M.
WING, JOE	(See und	ler R o und	Prairi	e Water Ditch	Company)		
WING, HENRY Wanic, Oregon (See Findings, Paragraph	1898 23, Page		3.3	Irrigation	Jacob Spa t h	Three Hile Creek	1 acro in SWISE 4 Section 9 2.3 acros in NVINE 4 Section 16
							T 4 S. R. 12 E. W. M.
WING, STEVE	(Soo und	ler Round	Prairi	c Water Ditch	Company)		
WING, WILBUR N.	(See und	ler Badge	r Ditch	Company)			
WOODCOCK, T? H.	(See und	ler Gate	Greak a	nd Rpck Creek	Ditch Comp	any)	
WOODCOCK, J. E.	(See und	ler Lost	and B o u	lder Ditch Com	pany)		
YOUNG, A. M. Kuna, Idaho	June 1907		7.7	Irrigation	Three Mile and A.M.	Three Mile Creek	7.6 acres in SV-SV- Section 17 9.1 acre in SE-SE- Section 18
(See Findings, Paragraph	22, Page	3 2)			Young		T 4 S. R. 12 E. W. M.
Zumwalt, w. e.	(See Hil	ler and	Zumvalt	.)			
·							WHITE RIVER -64-
				70			

And the State Water Board of the State of Cregon being fully advised in the premises, it is hereby

CONSIDERED and ORDERED that the relative rights to the use of the waters of WHITE RIVER and its tributaries are hereby adjudicated, determined and settled in accordance with and as set forth in the foregoing findings, and it is further

CONSIDERED and ORDERED that each and every appropriator holding State Engineer's Permits for the appropriation of vater from said White River and its tributaries shall have such water rights thereunder as is provided by law, and the rights of such appropriators shall be established in the nammer provided by law for the issuing of water right certificates in such cases; and it is further

CONSIDERED and ORDERED that each irrigator herein is entitled to stock water and domestic use of such water during the time that water is available under his appropriation, along with such use of water for irrigation.

By Order of the State Water Board of Oregon, made at a deferred regular meeting of said Board, held on April 19, 1922.

Dated this 10th day of August, 1922, at Salem, Oregon.

State Engineer, and President of

Water Board.

(SEAL OF STATE WATER BOARD)

and drawn and a property of the foreign

nt (5) to the first open as regularities for

GEO. T. COCHRAN,

august to a State Water Superintendent.

the interest, at the best of the way of

ATTEST:

R. W. POTTER,

Secretary,

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