- 1. Gives inchoate right to all lands given one-half water right by Circuit Court (about 3,500 acres), and allows 5 years for completion (or until about the fall of 1930) (page 136) r
 - 2. Fixes present temporary duty of water. (page 134) 56
 - 3. Fixes another duty of water to be effective in 3 years. (page 135)57 (and leaves question of duty of water again for future determination.)
 - 4. Requires construction and maintenance of suitable measuring and distributing devices and works, for assistance of water master (page 129)
 - 5. Enjoins all waste of water, after 3 years. (page 136) 58

SILVIES RIVER decree of Cir. Ct. allowed one-half water rights to:

page

342 352 361		160 88 51	acres
363	Kaufman, G. C.	14 50	
365	Leonard, C.H.	90 30	
373	O.& W.Colo.Co.		
379	P. L. S. Co.	70	
380		289	
381		47	
382		31	
386		313	
		422	
387		488	
		105	
388		68	
389	•	764	

390 Parker, Geo.J. 55 391 Rembold, G.A. 45 392 Ruh, Herman 91 401 Welcome, J.C. 188

Total, 3,499 acres

(NOTE: The above is just a rough check)

IN THE CIRCUIT COURT OF THE STATE OF OREGON, IN AND FOR THE COUNTY OF HARNEY

In the Matter of the Determination
of the Relative Rights of the Various
Claimants to the use of the Waters
of the Silvies River and its Tributaries.

DECREE ON MANDATE

This matter, having heretofore regularly been heard and considered by the Circuit Court of the State of Oregon, for Harney County, and the said Court having duly and regularly made its findings of fact and decree, and certain claimants being dissatisfied therewith having appealed from the same to the Supreme Court of the State of Oregon, the matter was thereupon heard and argued before said Court and submitted; after due consideration the said Court found that there was partial error as alleged in said appeal, and did thereupon

ORDER, ADJUDGE AND DECREE that the decree of the said Circuit Court be modified, and did thereupon issue its mandate directed to said Circuit Court which is on file herein, and it appearing that the claimants affected are entitled to judgement in accordance with said decree and mandate, which mandate is as follows:

-1-

BE IT REMEMBERED that at a term of the Supreme Court of the State of Oregon, held at the Supreme Court Room in the City of Salem, on the first Monday of March, 1925,

On this Friday the 2nd day of October, 1925, the same being the 49th judicial day of said term, there were present:

Thomas A. McBride, Chief Justice,
Henry J. Bean, Associate Justice,
George M. Brown, Associate Justice,
George H. Burnett, Associate Justice,
John L. Rand, Associate Justice,
Oliver P. Coshow, Associate Justice,
Harry H. Belt, Associate Justice,
Arthur S. Benson, Clerk,

whereupon the following proceedings were had:

IN THE MATTER OF THE DETERMINATION OF THE)
RELATIVE RIGHTS OF THE VARIOUS CLAIMANTS TO)
THE USE OF THE WATERS OF SILVIES RIVER,
AND ITS TRIBUTARIES,
Appeal from Harney County.

This cause having at Salem, on the sixth day of November, 1924, been duly tried, argued and submitted to the Court upon all the questions arising upon the transcript record and evidence, and then reserved for further consideration; and

An opinion having been rendered in this cause on the 23rd day of June, 1925, and the matter having been fully considered, it is now ORDERED, ADJUDGED AND DECREED by the Court that there is partial error as alleged. It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the Decree of the Court below be and the same is in all things affirmed, except so far as the same is hereinafter expressly modified.

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PACIFIC LIVE STOCK COMPANY'S AWARDS FOR LANDS IN SILVIES VALLEY

In lieu of the awards fixed by the Court and Water Board, the awards to the Pacific Live Stock Company for the irrigation of its lands in Silvies Valley are hereby modified as set forth in the following tabulation; and the said Pacific Live Stock Company is granted awards for the irrigation of its lands as hereinafter described, with priorities and amounts as follows:

SILVIES RIVER - 1-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
Pacific Live Stock Company Burns, Oregon.	1888		70	Irrigation	Owens Ditch	Camp Creek	40 acres in SW4SW4 Section 25, T. 17 S.R. 31 E.W.M. 30 acres in SE4SE4 Section 26, T. 17 S.R. 31 E.W.M.
	1906		95	Irrigation	Owens Ditch	Camp Creek	35 acres in SE
	1689		150	Irrigation	Camp Creek Ditch	Camp Creek, Silvies River	30 acres in NEANEA 40 acres in SEANEA 30 acres in SWANEA 10 acres in NEASWA 40 acres in NWASWA Section 35, T. 17 S.R. 31 E.W.M.
			(Schr	eder Appropri	ation)		
	1889		388	Irrigation	Miller, Mason & Potter Ditches	Silvies River	35 acres in NWANEL 40 acres in SWANEL 40 acres in NELNWA 40 acres in NELSWA 40 acres in NWASEL 40 acres in SWASEL 40 acres in SWASEL 35 acres in SELSWA 36 acres in NELSWA 38 acres in NELSWA Section 36,
			(ant 11.				T. 17 S.R. 31 E.W.M.
· · · · · · · · · · · · · · · · · · ·	1888		140	er Appropriati Irrigation	Cotton- wood Creek	Cotton- wood Creek, Silvies River	30 acres in NE NE 2 30 acres in SE NE 2 25 acres in NE SE 2 40 acres in NW SE 2 15 acres in SE SE 2 Section 1, T. 18 S.R. 31 E.W.M.
	1887		144	Irrigation	Dams & ditches	Bridge and Poison Creeks	40 acres in NEANWA 25 acres in NWANWA 40 acres in SEANWA 39 acres in NEASWA Section 18, T. 18 S.R. 32 E.W.M.
	1888		1951	Irrigation	Eyers East & West sids disches	Silvies	10 acres in NE SE 1 18 acres in SE SE 2 Section 24, T. 18 S.R. 31 E.W.M. 36 acres in NE NE 2 39 acres in SW NE 2 38 acres in SE NE 2 35 acres in NE SW 2 40 acres in SE SW 2 40 acres in NE SE 2 SILVIES RIVER - 2
				•	81		SILVIES HIVER - 2

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
Pacific Live Stock Company (Continued)							39 acres in NW SE 29 acres in SW SE 29 acres in SE SE 25 Section 25,
							T. 18 S.R. 31 E.W.M. 40 acres in NHANEA 10 acres in SWANEA 40 acres in SEAMEA 40 acres in NHANWA 32 acres in NWANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in NEASWA 40 acres in NHASWA Section 36 T. 18 S.R. 31 E.W.M.
							38 acres in SW2SW2 40 acres in SE2SW2 30 acres in NE2SE2 40 acres in SW2SE2 40 acres in SE2SE2 5ection 36, T. 18 S.R. 31 E.W.M.
							8 acres in NE SW 14 acres in NW SW 15 acres in SE SW 15 acres in SE SW 15 Section 18, T. 16 S.R. 32 E.W.M.
. ,							24 acres in NW NE 25 acres in SW NE 29 acres in NE NW 224 acres in SW NW 224 acres in SW NW 239 acres in SE NW 25 acres in NW SW 240 acres in SW SW 25 acres in SW 25 ac
							30 acres in NEANEA 40 acres in NWANEA 5 acres in SWANEA 10 acres in SEANEA 40 acres in NWANWA 26 acres in NWANWA 28 acres in SWANWA 34 acres in NEASWA 35 acres in SWASWA 40 acres in SEASWA 15 acres in NEASWA 26 acres in NWASWA 37 acres in SWASWA 40 acres in SEASWA 15 acres in NEASWA 26 acres in SWASWA 27 acres in SEASWA 28 acres in SWASWA 38 acres in NWASWA 38 acres in NWASWA 38 acres in SEASWA 40 acres in SEASWA 40 acres in SEASWA 58 acres in SEASWA 40 acres in SEASWA 58 acre
			3 3	71			Section 11, T. 19 S.R. 31 E.W.M.
	(NOTE: 65 from Win	acres in termeir	n NE <u>‡</u> NW dam und	and SEANWA er priority d	ate of 1889)	,	38 acres in NEANWA 38 acres in SEANWA 25 acres in NWASWA 35 acres in SWASWA Section 12, 3. T. 19 S.R. 31 E.W.M.

					The second secon		
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
Pacific Live Stock Company (Continued)							22 acres in NW\(\frac{1}{4}\)N\(\frac{1}{4}\) Section 13, T. 19 S.R. 31 E.W.M. 12 acres in NE\(\frac{1}{4}\)NE\(\frac{1}{4}\) 9 acres in SE\(\frac{1}{4}\)NE\(\frac{1}{4}\) Section 14, T. 19 S.R. 31 E.W.M.
	1888		78	Irrigation	Jump Greek Di tch	Jump Creek, Silvies River	40 acres in NE NW 2 38 acres in SE NW 2 Section 12. T. 18 S.R. 31 E.W.M.
	1889		260	Irrigation	Flat Oreek Ditch	Flat Creek	32 acres in NELSWA 21 acres in NWASWA 40 acres in NWASEA 39 acres in NWASEA 40 acres in SWASEA 40 acres in SEASEA Section 13, T. 18 S.R. 31 E.W.M.
							40 acres in NETNET 40 acres in SETNET Section 24, T. 18 S.R. 31 E.W.M.
	1863		236.5	Irrigation	Trout Creek	Trout Creek, Silvies River	40 acres in NW1NE1 27.5 acres in SW1NE2 40 acres in SE1NE2 40 acres in NE1NW2 12 acres in SE1NW2 17 acres in NE1SE2 Section 13, T. 19 S.R. 31 E.W.M.
							20 acres in SWANWA 40 acres in NWASWA Section 18, T. 19 S.R. 32 E.W.M.
,	Jan.19 1891		91	Irrigation	Trout Creek	Trout Creek	24 acres in NETNET Section-13, T. 19 S.R. 31 E.W.M.
							28 acres in SW2SW2 39 acres in SEZSW2 Section 18, T. 19 S.R. 32 E.W.M.
	Oct. 1 1892		18	Irrigation	Trout Creek	Trout Creek	18 acres in NELSWL Section 18, T. 19 S.R. 32 E.W.M.
,	1899		60	Irrigation	Dams and ditches	Hall Creek	25 acres in SE4SE4 Section 26, 20 acres in NW4NW4 Section 36, 15 acres in NW4SW4 Section 25, T. 18 S.R. 31 E.W.M.
	1899		55	Irrigation	Payne Creek	Payne Creek	50 acres in SW2SW2 5 acres in SE2SW2 Section 17, T. 18 S.R. 31 E.W.M. 15 acres in SE2SE2 Section 18, T. 18 S.R. 31 E.W.M.
t.				83	SILVIES	RIVER - 4.	5 acres in NW4NW4 Section 20, T. 18 S.R. 31 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					
Pacific Live Stock Co. (Continued)	1905		30	Irrigation	Old Ditch	Spring Creek	10 acres in NWASEA 10 acres in SWASEA Section 7,					
. 1	D.L. CAMB		10 acres in NW NE T. 19 S.R. 32E.W.M.									
tabulation, which a							the following ater Board.					
,						_						
Camblin, D.L. Seneca, Oregon.	1886		50.1	Irrigation	Flat Creek Ditch	Flat Creek	20.6 acres in NWANEA 29.5 acres in SWANEA Section 13, T. 18 S.R. 31 E.W.M.					
				Ed also has a of 1913)	water right	from Jump						
	1886		25.73	Irrigation		Silvies River	ll.l acres in SW4SE4 17.63 acres in SE4SE4					
	1886		36.97	Irrigation	Jump Creek	Jump Cre e k	18.47 acres in NW SE 18.50 acres in SW SE 2					
	1888		10	Irrigation	Ditch Bridge Creek	Bridge Creek	10 acres in E. of river Section 12, T. 18 S.R. 31 E.W.M.					
	(NOTE: T	he land i er date (n the	NWISEI also ha . All of Cam	s a water n	ight from on east s	Silvies ide of River					
	has a wat	er right	date o	f 1888.)								
			I									
,												
							SILVIES RIVER - 5.					

84

AWARDS TO WALTER CROSS, NELLIE HARDESTY, CORA M. SHEPHARD

AND JESSIE J. SHEPHARD

The rights of Walter Cross for 287 acres of land from East Trout Creek and Trout Creek, with a priority of 1883, and of Nellie Hardesty for 54 acres of land from Trout Creek and small streams, with a priority of 1883; and of Cors M. Shephard and Jessie J. Shephard, co-owners for 55 acres of land from Trout Creek, with a priority of 1883, as the same have been tabulated and allowed by the Court and Water Board, shall be deemed prior in time to the awards heretofore tabulated and allowed to the Pacific Live Stock Company for its lands which have been given a water right from said Trout Creek.

IV.

AWARDS TO PETER CLEMENS (J. C. CLEMENS SUCCESSOR IN INTEREST)

AND FRANK J. WHITING, WM. M. STEWART AND J. T. BAKER.

- (a) The award to the lands listed under the claim of Peter Clemens (J.C. Clemens successor in interest) for 555 acres as specified on page 34 of the decree of the Circuit Court, shall be April 21st, 1884.
- (b) The award to Frank J. Whiting for 160 acres of land in Section 34, T. 22 S.R. 31 E.W.M., irrigated from Poison Creek, as listed on page 95 of the decree of the Circuit Court, shall be for a date of priority of September 20, 1884.
- (c) The award to Wm. M. Stewart for 260 acres, irrigated from Poison Creek and a branch of Foley Slough, and from springs listed on page 89 of the decree of the Circuit Court, shall be 1884, but shall be deemed subsequent to and subordinate to the awards made to J. C. Clemens, as successor in interest of Peter Clemens and Frank J. Whiting for 160 acres in Section 34, T. 22 S.R. 31 E.W.M.
- (d) The award to J. T. Baker for 320 acres irrigated from Poison Creek for lands listed on page 28 of the decree of the Circuit Court shall have a priority date of 1884, but shall be deemed subsequent to and subordinate to the awards made to J. C. Clemens as successor in interest of Peter Clemens and Frank J. Whiting for 160 acres in Section 34, T. 22 S.R. 31 E.W.M.

In all other re spects the awards to said claimants as made by the Circuit Court are affirmed.

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JAMES H. BUNYARD LANDS.

In lieu of the awards made by the Circuit Court, there shall be awarded to the land listed under the James H. Bunyard claim and under the claim of Mary Bunyard, Administratrix of the Estate of James H. Bunyard, deceased, an award tabulated as follows:

SILVIES RIVER - 6.

and the state of t							
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
Mary Bunyard, Administratrix of the Estate of James H. Bunyard, deceased, Successor	1889		165.95	Irrigati on	Marrs Co.	Wain	41.13 acres in NEANW4 (Lot 6 41.52 acres in NW4NW4 (Lot 7 40 acres in SW4NW4 43.30 acres in NW4SW4 (Lot 2
in interest, Burns, Oregon.	1898		318.70	Irrigation	Marrs Co.	Wain	40 acres in NEASEA 40 acres in SEASEA 40 acres in SWASEA 40 acres in NWASEA Section 1, T. 24 S.R. 31 E.W.M.
							39.84 acres in NEANEA (Lot 1 39.84 acres in NWANEA (Lot 8 39.51 acres in SWANEA (Lot 7 39.51 acres in SEANEA (Lot 2 Section 7 T. 24 S.R. 32 E.W.M.
				A.I.			
				R MILLING COMP		1	
		the awa	rds mad	de by the Circ	ait Court,	the award	to this claimant
shall be modified asfol							
Burns Flour Milling Company, a corporation	1884 n		57.2	Irrigation	Burns Flour Mill Co.	Main	10 acres in SWANEA (Lot3) 1 acre in SWASWA 11.7 acres in SEASWA 9 acres in NWASEA (Lot4) 25.5 acres in SWASEA (Lot5) Section 36,
							T. 22 S.R. 30 E.W.M.
•	1901		26.7	Irrigation	Burns Flour Mill Co.	Main	3.5 acres in NE NE (Lot 1) 8.5 acres in NW NE (Lot 2) 9.7 acres in NE NW (Lot 3) 5 acres in NW NW (Lot 4) Section 1,
							T. 23 S.R. 30 E.W.M.
	1684			Power 159 H.P.	Burns Flour Mill Co.	Main	Place of use of power: Lot 5, Section 36, T. 22 S.R. 30 E.W.M.
							SILVIES RIVER - 7.
				8	⁹ 6		

VII.

AWARDS TO THE PACIFIC LIVE STOCK COMPANY IN HARNEY VALLEY

In lieu of the awards fixed by the Court and Water Board, the awards

to the Pacific Live Stock Company for the irrigation of its lands in Harney

Valley are hereby modified as set forth in the following tabulation; and

the said Pacific Live Stock Company is granted awards for the irrigation

of its said lands as hereinafter described, with priorities and amounts

as follows:

SILVIES RIVER - 8.

							- XII.
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
Pacific Live Stock Company, Burns, Oregon.		n is tabu	lated 1	Irrigation e land describ inder the Harne			2.4 acres in NWANEA Section 26, T. 22 S.R. 30 E.W.M.
	1888		471	Irrigation	Warm Springs Hotch- kiss & Thorn- burg dams	Silvies & Warm Springs	40 acres in NEANEA 40 acres in SEANEA 40 acres in SWANEA 40 acres in NWANEA 28 acres in NEANWA 35 acres in NWANWA 31 acres in SWANWA 40 acres in SEANWA 40 acres in NEASWA 40 acres in NEASWA 40 acres in NEASWA 40 acres in NEASWA 40 acres in SEASEA 50 acres in SEASEA 40 acres in SEASEA 50 acres in SEASEA
	1885		1280	Irrigation	Potter Swamp Dam & Sage Hen Creek Ditches	Silvies & Sage Hen	40 acres in NWANEA 40 acres in SWASWA 40 acres in SWASWA 40 acres in SEASWA 40 acres in SWASEA 40 acres in SWASEA Section 12, 40 acres in SEANEA 40 acres in SWANEA 40 acres in NWANEA 40 acres in NWANEA 40 acres in SWASEA 50 acres in SWASEA 50 acres in SWANEA 50 acres in SWANEA 50 acres in SWANEA 50 acres in SWASEA
	1895		160	Irrigation	Potter Swamp Dam & Sage Hen Creek Ditches	Silvies & Sage Hen	40 acres in NW NW 1 40 acres in SW NW 1 40 acres in NE SW 2 40 acres in SW SW 2 40 acres in NW SW 2 40 acres in NE SE 2 40 acres in SW SE 2 40 acres in SW SE 2 40 acres in NW SE 2 40 acres in NW NE 2 40 acres in NE NW 2 40 acres in NE NW 2 40 acres in SE 2 40 acres in NW NW 2 40 acres in SE 2 40 acres in SW 2 40 acres in SE 2 40 acres in SE 2 40 acres in SW 2 40 acres in SE 2 40 acres in NE 2 40 acres in NE 2 40 acres in SE 2 5 5 6 7 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8
				88			

 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
Pacific Live Stock Company (Continued)	1867		490	Irrigation	Homer Mace ditch dams, in Lamp- shire Newman & McGlin mery and Foley Sloughs		40 acres in NEANEA 13 acres in NWANEA 21.5 acres in SWANEA 40 acres in SEANEA 28 acres in NWANWA 17 acres in SEANWA 40 acres in SEASWA 40 acres in SWASWA 40 acres in SWASWA 40 acres in NWASWA 40 acres in NEASWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in NWASWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in NWASWA 40 acres in SEASWA 40 acres in NWASWA 40 acres in SEASWA 40 acres in SEASWA
	1887		160	Irrigation	Hanley Drain & Upper & Embree Slough	Silvies River	40 acres in SW SE 4 40 acres in NE 5E 4 40 acres in NW SE 4 40 acres in SE 5E 5E Section 26, T. 23 S.R. 31 E.W.M.
	1887		640	Irrigation	Hanley Drain & Upper & Embree Slough	Silvies	40 acres in NEANEA 40 acres in SEANEA 40 acres in SWANEA 40 acres in NWANEA 40 acres in NEASEA 40 acres in SEASEA 40 acres in SWASEA 40 acres in NEASWA 40 acres in NEASWA 40 acres in SWASWA 40 acres in SWASWA 40 acres in NWASWA 40 acres in NEANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SWANWA 5ection 36, T. 23 S.A. 31 E.W.
·,	1887		768.5	Irrigation	Smith & Clemmons & Homer Mace Slough	Silvies	40 acres in NE ₄ NE ₄ 40 acres in SE ₄ NE ₄ 40 acres in SW ₄ NE ₄ 40 acres in NW ₄ NE ₄ 40 acres in NE ₄ SE ₄ 40 acres in SE ₄ SE ₄ 40 acres in SW ₄ SE ₄ 40 acres in NW ₄ SE ₄ Section 34, T. 23 S.R. 31 E.W.M.
							40 acres in NEANWA 40 acres in NWANEA 30.5 acres in NEANWA 26 acres in NWANWA 40 acres in NWASWA 40 acres in SWASWA 40 acres in SEASWA 40 acres in SWASEA 40 acres in SWASEA 40 acres in SWASEA 50 acres in NWASEA
				89			SILVIES RIVER - 10.

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
Pacific Live Stock Company (Continued)	1889		320	^I rrigation	Smith Clemmons & Homer Mace Slough	Silvies	40 acres in NEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA 40 acres in NEASWA 40 acres in SEASWA 40 acres in SWASWA 40 acres in NWASWA 5ection 34, T. 23 S.R. 31 E.W.M.
	1893		131.5	Irrigation	Smith Clemmons & Homer Mace Slough	Silvi es	40 acres in SWANEA 40 acres in SEANEA 11.5 acres in SWANWA 40 acres in SEANWA Section 4. T. 24 S.R. 31 E.W.M.
	1900		640	Irrigation	Smith & Clemmons & Homer Mace Slough	Silvies	40 acres in NE NE 4 40 acres in SWANE 4 40 acres in SWANE 4 40 acres in NE SE 4 40 acres in NE SE 4 40 acres in NE SE 4 40 acres in SWASE 4 40 acres in SE SWA 40 acres in SWASWA 40 acres in SWASWA 40 acres in SWANWA 40 acres in NE NWA 40 acres in SWANWA 40 acres in SE NWA 40 acres in SE NWA 5 Section 33 acres in SE SE 5 Section 33 acres in SWANWA
	1887		673	Irrigation	Mace- Dewitt Hanley & Hill dams & Chapman slough	Silvies	40 acres in NELSWA 40 acres in SWASWA 40 acres in SELSWA 40 acres in NELSEA 40 acres in NELSEA 40 acres in SWASEA 40 acres in SWASEA 40 acres in NELSEA 40 acres in NWASEA 40 acres in SWASEA 40 acres in SWASEA 40 acres in SWASEA 40 acres in NELSEA 40 acres in NWASEA 40 acres in NWASWA 50 acres in NWASWA 10 acres in NWASWA 11 seres in SWASWA 12 acres in SWASWA 12 acres in SELSWA 50 acres in SELSWA 51 acres in SELSWA 51 acres in SELSWA 52 SECTION 13 53 T. 24 S.R. 31 E. W.M.
				90			

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
Pacific Live Stock Company (Continued)	1888		631.5	Ir t igation	Mace DeWitt Hanley & Hill dams & Chapman slough	Silvi es	Section 1 31.5 acres in NEANWA 40 acres in NWANWA 40 acres in SWANWA Section 12, 40 acres in NEANEA 40 acres in NEANEA 40 acres in SWANEA Section 11, 40 acres in NEANEA 40 acres in NEANEA 40 acres in NWANEA 40 acres in SWANEA 40 acres in SWANEA 40 acres in SEANEA 40 acres in NEANWA 40 acres in NEANWA 40 acres in SEANWA 40 acres in SWANWA Section 10,
	1893		203	Irrigation	Mace DeWitt Hanley & Hill dams & Chapman slough	Silvie s	T. 24 S.R. 31 E.W.M. 22.5 acres in NELNEL 39 acres in NWANEA 21 acres in SWANEA 19.5 acres in SELNWA Section 12, 36 acres in NELNWA 38 acres in NWANWA 7.5 acres in SWANWA 10 acres in SELNWA Section 14, T. 24 S.R. 31 E.W.M.
	1894		97.5	Irrigation	Mace, DeWitt Hanley & Hill dams & Chapman slough	Silvies	34.5 acres in NELSWA 16.5 acres in NWASWA Section 7, T. 24 S.R. 3 2 E.W.M. 34.5 acres in NELSEA 12 acres in NWASEA Section 12, T. 24 S.R. 31 E.W.M.
	1897		255	Irrigation	Mace, DeWitt Hanley & Hill dams & Chapman slough	Silvies	40 acres in SWASWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in SEASEA 40 acres in SEASEA Section 11, 1.5 acres in NEANEA 18 acres in SWANEA 14.5 acres in SEANEA 7.5 acres in NEASEA 1 acre in SWASEA Section 14, 18.5 acres in NEANWA 1 acre in NWANWA Section 24, T. 24 S.R. 31 E.W.M.
	1887		91.5	Irrigation	Marrs ditch & dam	Silvies	20 acres in NE NW 24 24 acres in NW 2 NW 2 10 acres in SW 2 NW 2 37.5 acres in SE 2 NW 2 Section 7, T. 24 S.R. 32 E.W.M.
				91			SILVIES RIVER - 12.

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
Pacific Live Stock Company (Continued)	1895		624.5	Irrigation	Dems & ditches	Silvies River & Chapman Slough	Section 15, 38 acres in NE NE 40 acres in NWANE 40 acres in SWANE 40 acres in SWANE 40 acres in NWANWA 14.5 acres in NWASWA 40 acres in NWASWA 40 acres in NE SEA 40 acres in SEASE 40 acres in SWANE 21.5 acres in SWANWA 25 acres in SWANWA 25 acres in SWANWA 26 acres in SWANWA 27 acres in SWANWA 28 acres in SWASWA 28 acres in SWASWA 28 acres in SWASEA 10 acres in SEASWA 28 acres in SWASEA 10 acres in SEASWA 28 acres in SEASWA 39 acres in SEASWA 30 acres in SEASWA 31 E.W.M.
	1906		115	Irrigation	Dams & ditches	Silvies River & Chapman slough	11 acres in NEINE 17.5 acres in NWINW 19.5 acres in NWISW 19.5 acres in SWISW 16. 22 acres in SWISW 16. 12 acres in NWINW 12. 24.5 acres in SWINE 12. 2 acres in NEINW 18. 3 acres in NEINW 18. 4 acres in SEINW 18. 5 acres in SEINW 18. Section 21. T. 24 S.R. 31 E.W.M.
	1895		437	Irrigation	Cronin & Rimrocl dams	Silvies River & Chapman slough	17 acres in NWanea 35 acres in Swanea 18 acres in Seanea 35 acres in Neanwa 1 acre in Nwanwa 29 acres in Swanwa 30.5 acres in Seanwa 39 acres in Neasea 36.5 acres in Nwasea 11.5 acres in Swanea Section 25, 11.5 acres in Swanea 8 acres in Neanwa 29 acres in Nwanwa 29 acres in Nwanwa 20 acres in Swanwa 34 acres in Seanwa 40 acres in Seanwa 50 acres in Nwasea Section 26, T. 24 S.R. 31 E.W.M.
•				92			

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
Pacific Live Stock Company (Continued)	1904		111.5	Irrigation	Cronin & Rim- Rock dams	Silvies River & Chapman slough	34 acres in NE SW 2 32.5 acres in NW SW 2 35 acres in SW 2SW 2 10 acres in SE SW 2 Section 25, T. 24 S.R. 31 E.W.M.
	1883	-	1576	Irrigation	Elk Poujade & Foley dams	Silvies	12 acres in SW4SW4 11.5 acres in SE4SW4 17 acres in SW4SW4 10 acres in SE4SE4 Section 29 22.5 acres in SW4SW4 2.5 acres in SW4SW4 7.5 acres in SE4SE4 Section 30 36 acres in NE4NE4 40 acres in NW4NE4 40 acres in SE4NW4 12 acres in NW4NW4 37 acres in SW4NW4 37 acres in SW4NW4 40 acres in SE4NW4 40 acres in SW4SW4
							36 acres in NEANEA 40 acres in SWANEA 40 acres in SEANEA 40 acres in NEANWA 36 acres in NWANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SEASWA 40 acres in SWANWA 40 acres in NWASWA 40 acres in NWASWA 40 acres in NWASWA 40 acres in NWASWA 50 acres in SWASWA 40 acres in SWASWA 40 acres in SWASWA 40 acres in SWASWA 40 acres in NWASWA 50 acres in NWASWA 50 acres in NEANWA 50 acres in NEANWA 50 acres in NWANEA
				93			5.5 acres in NW2NE2 40 acres in SE2NE2 40 acres in NW2NW2 40 acres in SW2NW2 37.5 acres in SE2NW2 17.5 acres in NE2SW2 5 acres in NW2SW2 38 acres in NW2SE2 9.5 acres in SE2SE2 Section 36, T. 24 S.R. 31 E.W.M. SILVIES RIVER - 14.

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 Piace of Use
Pacific Live Stock Company, (Continued)	1885		442	Irrigation	School- teachers ditch dams, Chapman Slough & Big ditch	Silvies	10 acres in NW4NW4 18 acres in SW4NW4 27.5 acres in NE4SW4 2 acres in NW4SW4 2 acres in SE4SW4 20 acres in NW4SE4 31 acres in SW4SE4 40 acres in SE4SE4 Section 26, T. 24 S.R. 31 E.W.M.
							40 acres in NE4NE4 31 acres in NW4NE4 12 acres in SE4NE4 Section 27, 40 acres in NE4NE4 16 acres in SE4NE4 Section 35, T. 24 S.R. 31 E.W.M.
							7 acres in NE SE SE Section 11, T. 25 S.R. 31 E.W.M. 6 acres in NW NE 1
							Section 5, T. 25 S.R. 32 E.W.M. 2 acres in SWASWA 8 acres in SEASWA 11.5 acres in NEASEA 1 acre in NWASEA 34 acres in SEASWA 40 acres in SEASWA Section 7,
•	1891		359	Irrigation	School Teachers ditch, dams Chapman Slough & Big ditch	Silvi es	T. 25 S.R. 32 E.W.M. 10 acres in NWANWA 34 acres in SWANWA 1 acre in SEANWA 22.5 acres in NWASWA 5 acres in SWASWA Section 5, 8 acres in NEANEA 7 acres in SEANEA 12 acres in SWASWA 9 acres in SWASWA 12 acres in SEASWA 34 acres in NEASEA 29.5 acres in NWASBA 11.5 acres in SEASWA 35 acres in SEASWA 36 acres in SEASWA 37 acres in SEASWA 38 acres in SEASWA 39 acres in SEASWA 39 acres in SEASWA 30 acres in SEASWA 31 acres in SEASWA 32 acres in SEASWA 33 acres in SEASWA 35 acres in SEASWA 36 acres in SEASWA 37 acres in SEASWA 38 acres in SEASWA 39 acres in SEASWA 39 acres in SEASWA 30 acres in SEASWA 31 acres in SEASWA 32 acres in SEASWA 33 acres in SEASWA 35 acres in SEASWA 36 acres in SEASWA 37 acres in SEASWA 38 acres in SEASWA 39 acres in SEASWA 39 acres in SEASWA 30 acres in SEASWA 31 acres in SEASWA 32 acres in SEASWA 33 acres in SEASWA 34 acres in SEASWA 35 acres in SEASWA 36 acres in SEASWA 37 acres in SEASWA 38 acres in SEASWA 39 acres in SEASWA 39 acres in SEASWA 39 acres in SEASWA 30 acres in SEASWA 30 acres in SEASWA 31 acres in SEASWA 32 acres in SEASWA 33 acres in SEASWA
						·	12 acres in NEANEA 10.5 acres in SWANEA 6 acres in SEANEA 3.5 acres in NWANWA 35 acres in SWANWA 19 acres in SEANWA 1.5 acres in NEASWA 6 acres in NWASWA Section 7, T. 25 S.R. 32E.W.M.
	1897		1611.	5 Irrigation	School teachers ditch dams Chapman slough & Big ditch	Silvies	3.5 acres in SW1NE1 12.5 acres in NE1NW2 32 acres in NW1NW1 36 acres in SW1NW2 35 acres in SE1NW2 5 acres in NE1SW2 7.5 acres in NW2SW2 14.5 acres in NW2SE2 24 S-3/F Section 27, SILVIES RIVER - 15

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
Pacific Live Stock Company (Continued)							5 acres in NW4SW4 12 acres in SE4SW4 Section 26, 21.5 acres in NW4NE4 7.5 acres in SW4NE4 20 acres in SE4NE4 Section 35,
							T. 24 S.R. 31 E.W.M. 13 acres in SW4NE4 6.5 acres in NE4NW4 24 acres in NW4NW4 11.5 acres in SE4NW4 35.5 acres in NE4SW4 31 acres in NW4SW4 40 acres in SE4SW4 10 acres in SE4SW4 10 acres in NE4SE4 32 acres in NW4SE4 32.5 acres in SW4SE4
							Section 12, 30 acres in NE NE 2 35 acres in NW NE 2 40 acres in SW NE 2 40 acres in SE NW 2 30 acres in NW NW 2 40 acres in NW NW 2 40 acres in SE SE 2 40 acres in SW SE 2 40 acres in NW SE 2 40 acres in NW SE 2
							30 acres in NE SW 22 acres in NW SW 25 acres in SW SW 27 acres in SE SW 26 Section 13, 33 acres in NE NE 20 acres in SW 20 acres in SW 20 acres in SE NE 20 acres in NE SE 20 acres in NE SE 20 acres in NW SE 20 acres in SW 25E 20 acres in SE 25E 25E 25E 25E 25E 25E 25E 25E 25E 25
						·	37.5 acres in NE NE 2 25 acres in NWANE 2 2 acres in SWANE 2 24 acres in SE NE 2 25 acres in NE NE 2 26 acres in NWANE 2 38 acres in NWANE 2 30 acres in NWANW 2 30 acres in SWANW 2 26 acres in SE NW 2 26 acres in NE SE NW 2 27 acres in NWANW 2 30 acres in SE NW 2 26 acres in SE NW 2 27 acres in NWANW 2 28 acres in NWANW 2 29 acres in NWANW 2 20 acres in NWANW 2 20 acres in NWANW 2 30 acres in NWANW 2 30 acres in NWANW 2 30 acres in SE NWANW 2 30 acres in SE NWANW 2 30 acres in NWANW 2 30 acres in SE NWANW 2 30 acres in SE NWANW 3 30 ac
	1887		1868	Irrigation	Cronin ditch, west Fork Slough and numerous small ditches	Silvies	16.5 acres in NE SW 12 acres in NE SW 12 acres in SE SW 2 Section 4.
· · · · · · · · · · · · · · · · · · ·				95			

	Date of	Amount					
Name and Postoffice Address of Appropriator	Relative Priority	Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Pacific Live Štock							25 acres in NELSWE
Company,						-	12 acres in NW\(\frac{1}{4}\)SW\(\frac{1}{4}\) 27 acres in SW\(\frac{1}{4}\)SW\(\frac{1}{4}\)
(Continued)			! !				40 acres in SE\frac{1}{2}SW\frac{1}{2} 8.5 acres in NE\frac{1}{4}SE\frac{1}{2}
							22.5 acres in NW4SE4
							24 acres in SE2SE4 Section 8
							10 acres in NW4NE4 35 acres in SW4NE4
							20 acres in SE2NE2
							2.5 acres in NW2NW2 9 acres in SW2NW2
							40 acres in SEANWA 40 acres in NEASWA
							24.5 acres in NW45W4 39 acres in SW45W4
							40 acres in SE4SW4 40 acres in NE4SE4 40 acres in SE4SE4
							40 acres in SW ₄ SE ₄ 40 acres in NW ₄ SE ₄
							Section 9, T. 25 S.R. 32 E.W.M.
							10 acres in NW4SW4
							40 acres in SW4SW4
							NW½NW½ 40 acres in SW½NW¾
							20 acres in NE SW
							40 acres in SW₄S ₩₄ 40 acres in SE₄SW₄
							15 acres in SW4SE4
							25 acres in NE NE 40 acres in NW NE 4
							40 acres in SEANE2
							40 acres in NE ₂ NW ₄
,							40 acres in SWANWA 40 acres in NWANWA 31.5 acres in NEASWA
							40 acres in NW SW 14 acres in SW SW 1
							12 acres in SEASWA 39 acres in NEASEA
							36 acres in NW4SE4
			,				2 acres in SE ₄ SE ₄ Section 22,
							35 acres in SWANEA 25 acres in SEANEA
							40 acres in NE NW
							40 acres in Swanwa 40 acres in SEANWA
							38 acres in NEaswa
							8 acres in SEASWA 40 acres in NEASEA
							40 acres in NW2SE2 20 acres in SW2SE2
							39.5 acres in SE SET Section 23,
						9434	T. 25 S.R. 32 E.W.M.
	1898		3348.5	Irrigation	Cronin ditch	Silvies	40 acres in NETNET
				96	West For Slough a	nđ.	SILVIES RIVER - 17.
				• • ••	numerous ditches	small	

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
Pacific Live Stock							40 acres in SW2NE2
Company,							40 acres in NWANEZ
(Continued)			ļ !				40 acres in NE NW
(,							40 acres in SWANWA
							40 acres in SEINW
							40 acres in NEASWA
							40 acres in SE\(\frac{1}{2}\)SW\(\frac{1}{2}\)
					ļ		40 acres in NW SW
							40 acres in NE SE
							40 acres in SE2SE2 40 acres in SW2SE2
			ĺ				40 acres in NW SE
							Section 16,
							30 acres in NEINE
							40 acres in NWANEZ
							40 acres in SwanE2 40 acres in SmanE2
			}				40 acres in NE NW4
							40 acres in SELW
							40 acres in SWANWA
							40 acres in NE ₄ SW ₄
							$40 \text{ acres in } SE_4^{\frac{1}{4}}SW_4^{\frac{1}{4}}$
							40 acres in SW±SW±
							40 acres in NW _{\$} SW _{\$} 40 acres in NE ₂ SE 2
							40 acres in SELSEL
			 				40 acres in SWASEA
							40 acres in NW2SE4 Section 17,
							40 acres in NE NE 40 acres in SE NE 40 acres in SWANE 40 acres in NWANE 28 acres in NE ANW 4 5 acres in SWANW 40 acres in SE NWANW 40 acres in NE ANW 40 acres in NE
							40 acres in SETSW
							40 acres in SW4SW4
,							40 acres in NW4SW4
							40 acres in SE SE
							40 acres in SWASEA
							40 acres in NW SE 4 Section 18,
							40 acres in NE4NE4
							40 acres in NW4NE4
							15 acres in SWANEA 36 acres in SEANEA
							35 acres in NEINWI
							20 acres in NW4NW2
							20 acres in SWINWI
							20 acres in NE SW 4
							8 acres in SW4SW4
							13 acres in SE ₄ SW ₄
							40 acres in NE SE
							13 acres in Swisse
							12 acres in SE2SE2
							Section 19, T. 25 S.R. 32 E.W.M.
							SILVIES RIVER - 18.
				M 14			
				97			

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
Pacific Live Stock Company (Continued)							40 acres in NE NE 4 40 acres in SE NE 4 40 acres in SW NE 4 40 acres in NW NE 4 40 acres in NE NW 4 40 acres in SE NW 4 40 acres in SW NW 4 40 acres in NW NW 4 40 acres in NW SW 4 22 acres in SW SW 4 22 acres in SW SW 4 22 acres in SE SW 4 40 acres in NE SE 4 40 acres in NW SE 4 40 acres in NW SE 4 31 acres in SW SE 4 31 acres in SW SE 4 31 acres in SE 5 E 5 Section 20 40 acres in NE 4 40 acres in NE 4 31 acres in SE 5 E 5 5 acres in SE 5 E 5 5 acres in SE 5 E 5 5 acres in NE 4 40 acres in NW SE 4 40 acres in SW SE 5 5 acres in SE 5 E 5 5 acres in SE 5 E 5 5 acres in NE 4 40 acres in NE 4 5 acres in SE 5 E 5 5 acres in NE 4 5 Acre
							40 acres in SEANEA 40 acres in NWANEA 40 acres in NEANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in NWANWA 39 acres in NEASWA 40 acres in NWASWA 27.5 acres in SEASWA 40 acres in NEASWA 21.5 acres in SEASWA 40 acres in NEASWA 40 acres in SEASWA 40 acres in SWA 40
	1903	3	21	Irrigation	Chonin ditch, W.Fork Slough and numerous small ditches	Silvies	9 acres in NE NE 12 acres in NW NE 12 acres in NW NE 12 Section 26 17 25 S.R. 32 E.W.M.
	1885		412	Irrigation	Crowley dam and Black slough	Silvies	40 acres in NEANEA 37.5 acres in NWANEA 5 acres in SWANEA 26 acres in SEANEA 31 acres in NEANWA 40 acres in NWANWA 38 acres in SEANWA 20 acres in SEANWA 36.5 acres in NEASWA 19 acres in NWASWA 39 acres in SWASWA 39 acres in SEASWA 30 acres in SEASWA 30 acres in SWASWA 31 acres in NWASWA 32 acres in SWASWA 33 acres in SWASEA 3 acres in SWASEA 3 acres in SWASEA 5 acres in SWASEA
							SILVIES RIVER - 19.

.98

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
Pacific Live Stock Company (Cont.)	1886		485	Irrigation	Boat Ford dams & slough	Silvies	40 acres in NEANEA 33 acres in NWANEA 5 acres in SWANEA 40 acres in SEANEA 37 acres in NEANWA 3 acres in NWANWA 19 acres in SWANWA 29 acres in SEANWA 16 acres in NEAS WA
			•				12 acres in NW2SW2 18 acres in SEASW2 40 acres in NE2SE2 18 acres in NW2SE2 40 acres in SW2SE2 40 acres in SE2SE2 Section 4, 40 acres in NE2NE2 30 acres in NW2NE2 20 acres in SE2NE2 5 acres in NE2NW2 Section 9, T. 25 S.R. 32 E.W.M.
	1893		741.5	Irrigation	Boat Ford dams & alough	Silvies	34 acres in NE ₄ NW ₄ 22 acres in NW ₄ NW ₄ 19 acres in SW ₄ NW ₄ 39 acres in SE ₄ NW ₄ 21 acres in NE ₂ SW ₄ 17 acres in SW ₄ SW ₄ 10.5 acres in SW ₄ SW ₄
							30 acres in SE ₄ SW ₄ 40 acres in NE ₄ SE ₄ 34 acres in NW ₄ SE ₄ 36 acres in SW ₄ SE ₄ 32.5 acres in SE ₄ SE ₄ Section 28, T. 24 S.R. 32E.W.M.
							25 acres in NEINEI 39 acres in NWINEI 40 acres in SWINEI 40 acres in SEINEI 35 acres in NEINWI 22 acres in NWINWI 3 acres in SEINWI 25 acres in SEINWI 4 acres in NEISWI 25 acres in SEINWI 25 acres in SEINWI 30.5 acres in NEISEI 40 acres in SWISEI 40 acres in SEISEI 56 acres in SEISEI 57 acres in SEISEI 58 acres in SEISEI 58 acres in SWISEI 59 acres in SEISEI 50 acres in SEISEI 50 acres in SEISEI 51 acres in SEISEI 52 acres in SEISEI 52 acres in SEISEI 53 acres in SEISEI 54 acres in SEISEI 55 acres in SEISEI 56 acres in SEISEI 57 acres in SEISEI 58 acres in SEISEI 59 acres in SEISEI 50 acr
	1893		211.5	Irrigation	Haynes dam	Silvies	4 acres in NE SW 12 acres in SE SW 2 5.5 acres in SW 2SE 2 36 acres in SE 2SE 2 Section 21, 35 acres in SW 2NW 2 39 acres in NW 2SW 2 40 acres in SW 2SW 2 40 acres in SW 2SW 2 Section 27, T. 24 S.R. 32 E.W.M.
							SILVIES RIVER - 20.
				99			

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
Pacific Live Stock Company (Continued)	1886		737	Irrigation	Slough in center of Sec- tion 34, T. 24 S. R. 32 E.	Silvies	6 acres in NE SW 2 35 acres in NW 2SW 2 39 acres in SW 2SW 2 17 acres in SE 2SW 2 Section 34, T. 24 S.R. 32 E.W.M.
							40 acres in NE NE 4 40 acres in SE NE 4 40 acres in SWANE 4 40 acres in NWANE 4 40 acres in NE SE 4 40 acres in SWASE 4 40 acres in NWASE 4 40 acres in NE SWA 40 acres in SE SWA 40 acres in SWASWA 40 acres in NWASWA 40 acres in NE NWA 40 acres in SE NWA 40 acres in SWANWA 40 acres in SWANWA 5 acres in NWANWA Section 3, To 25 S.R. 32 E.W.M.
	1887		58	Irrigation	Dam in Sec. 35 T. 24 S., R. 32 E.	Silvies	1.5 acres in NW SW 2 22 acres in SW 2SW 2 30.5 acres in SE 2SW 2 4 acres in SW 2SE 2 Section 36, T. 24 S.R. 32 E.W.M.
	1886		1112	Irrigation	Square Well slough & Slough thru SW1 Sec. 35 T. 24 S. R. 32 E.	Silvies	1.5 acres in NWanes 35.5 acres in SWanes 21 acres in SEANES 24 acres in NEANWA 40 acres in NWANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SWASWA 40 acres in NWASWA 40 acres in NWASWA 40 acres in SWASEA 40 acres in NWASEA 40 acres in NWASEA 40 acres in NWASEA 40 acres in NWANEA 40 acres in SEANWA 40 acres in NWANEA 40 acres in NWANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SEASWA 40 acres i
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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
Pacific Live Stock (Company (Continued)	1887	3586.	Irrigation	Black	Silvies	22 acres in NE NE 1 32 acres in NW NE 2 40 acres in SW NE 2 40 acres in SE NE 2 26 acres in NW NW 2 1.5 acres in NW NW 2 28 acres in SE NW 2 35 acres in NE SW 2 40 acres in SW SW 2 40 acres in SE SW 2 40 acres in SW SE 2 40 acres in SW 2 40 acres in SW 3 5 acres in NE SE 2 40 acres in SW 3 5 acres in NE SE 2 40 acres in SW 3 5 acres in NE SE 3 40 acres in SW 3 5 acres in SW 3 5 acres in NE SE 3 40 acres in SW 3 5 acres in SW 3 5 acres in SW 3 5 acres in SW 5 6 acres
						40 acres in NE NE 40 acres in SE NE 40 acres in NW NE 440 acres in NE SE 440 acres in SE SE 440 acres in NE SE 440 acres in NE SW 40 acres in SE SW 440 acres in SE SW 440 acres in SW SW 440 acres in NE SW 440 acres in SE NW 440 acres in SE NW 440 acres in SE NW 440 acres in SW NW 440 acres in NW NW 440 acres in NW NW 440 acres in NW NW 440 acres in NE NE 440 acres in SE NE 440 acres in SW NE 440 acres in SE NE 440 acres in SW N
						40 acres in NW NE 40 acres in SE SE 40 acres in SW SE 40 acres in NW SE 40 acres in NW SW 40 acres in SW SW 40 acres in NW SW 40 acres in SE NW 40 acres in SE NW 40 acres in SW NW 40 acres in SW NW 40 acres in NW NW 5 acres in NW NW 5 acres in NW NW 40 acres in SE NE 40 acres in SE NE 40 acres in SW NE 40 acres in NW NE 40 acres in NW NE 40 acres in SE SE 40 acres in SW SE 40 acres in NW
			101			40 acres in NELSW4 40 acres in SELSW4 40 acres in NW2SW4 40 acres in NELWW4 40 acres in SELW4 40 acres in SW4NW4 40 acres in NW4NW4 Section 13,

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
Pacific Live Stock							40 acres in NE NE
Company							40 acres in SEANE
(Continued)							40 acres in SWANEZ
							40 acres in NETSET 40 acres in SETSET 40 acres in SETSET
							40 acres in NWASE
		<u> </u>					40 acres in SELSW
							40 acres in SW4SW4
							40 acres in NEANWA
							40 acres in SW4NW4
							Section 14,
				·			T. 25 S.R. 32E.W.M.
							40 acres in NEINE
							40 acres in SWANEA 40 acres in NWANEA
							40 acres in NE NW 4
							20 acres in NELSWA
							40 acres in NE SE
						ļ	25 acres in SW2SE2 40 acres in SE2SE2
							Section 15,
							40 acres in NE NE 40
							5 acres in SwanE
							20 acres in NWANWA
							Section 23, T. 25 S.R. 32 E.W.M.
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7							
						1	
·							
							SILVIES RIVER - 23.

VIII.

CHARLES MOPHEETER'S CLAIM.

In lieu of the award made by the Circuit Court for this claimant, the said claimant will be given an award in accordance with the following tabulations

McPheeters, Charles E., Burns, Oregon.	1908	160	Irrigation	Welcome McPheeters	Poison Creek and Poison slough	40 ac in NEINWI 40 ac in NWINWI 40 ac in SWINWI 40 ac in SEINWI Section 33,
						T. 23 S.R. 32 E.W.M.

IX.

J. W. BIGGS' CLAIM

The award to this claimant with the number of acres found by the Court and Water Board is affirmed. The date of priority of 1886, however, is not supported by competent testimony. Within sixty (60) days after the filing of the Mandate herein in the Circuit Court, the claimant J. W. Biggs may apply to said Court for an order referring his claim to the State Engineer, in order that evidence may be taken in the regular way to fix the proper date of priority; that upon same being fixed it shall be inserted in this Decree, and the Supreme Court is authorized to correct the Decree accordingly; that if said application is not made within the time specified, the priority for such land shall be 1893.

x.

C. H. LEONARD CLAIM

In lieu of the award made by the Circuit Court, the award to this claimant shall be in accordance with the following tabulation:

Leonard, C.H., Burns, On		260	Irrigation	Jordan	Silvies 4	O acres	in NEASWA in SEASWA in SWASWA in NWASWA
							Section 10,
					1	0 acres	in NE NE
					1	O acres	in NWANEA
					4	0 acres	in SWANE
					4	0 acres	in SEANE
							Section 9,
	•				T	. 25 S.	R. 322 E.W.M.

XI.

H. A. DILLARD CLAIM

In lieu of the award made by the Circuit Court, the award to this claimant shall be in accordance with the following tabulation:

H. A. 1885 Dillard,	80	Irrigation	Burnt Smith	Trout Creek	10 acres in SW1SE1 Section 18.
Burns, Oregon.				Dillard Creek	25 acres in NWANEZ 30 acres in SWANEZ
		103		¥	15 acres in SEINEZ

SILVIES RIVER - 24.

Section 19,

H.A. Dillard, Continued.

XII.

HULL HOTCHKISS CLAIM.

In lieu of the award made by the Circuit Court and the Water Board, the award to this claimant shall be in accordance with the following tabulation:

Hull Hotch- kiss, Burns, Oregon.	1901	50	Irrigation	Dams & . sloughs	Emi- grant Creek &Hay Creek	25 ac in NEINE2 Section 27, 25 ac in NW2NW2 Section 26, T. 20 S.R. 29 E.W.M.
	1891	80	Irrigation	Hotch- kiss	Main	5 ac in NE ₄ SE ₄ 35 ac in SW ₄ SE ₄ 40 ac in SE ₄ SE ₄ Section 25, T. 23 S.R. 30 E.W.M.
	1886	110	Irrigation	dams & ditches	Emi- grant Creek & Yellow Jacket Creek	20 ac in SWANWA 40 ac in NEASWA 20 ac in NWASWA 30 ac in SEASWA Section 22, T. 20 S.R. 29 E.W.M.
	1886	159,29	Irrigation	Hotch- kiss	Main	40 ac in NE4NW4 39.62 ac in NW4NW4 39.67 ac in SW2NW4 40 ac in SE4NW4 Section 30, T. 23S.R. 31 E.W.M.
	1886	160	Irrigation-	Hanley Mace Hotch- kiss	Wain	40 ac in NE SW 4 40 ac in SE SW 4 40 ac in SW 4 SW 4 40 ac in NW 2 SW 4 Section 32, T. 23 S.R. 31 E.W.M.
	1886	160	Irrigation	Hanley Mace Hotch- Kiss	Main	40 ac in NE4SE4 40 ac in SE4SE4 40 ac in SW4SE4 40 ac in NW4SE4 Section 32, T. 23 S.R. 31 E.W.M.

XIII.

CLAIM OF THE SILVIES RIVER IRRIGATION COMPANY

Finding 15 of the Decree of the Circuit Court as the same fixes the rights of this Company, shall be modified to read as follows:

15,

That the Silvies River irrigation Company filed a statement and proof of wlaim in the above entitled proceeding, claiming a water right initiated under two notices of appropriation, recorded July 23, 1901, and signed by the Harney Valley Improvement Company, and a third notice of appropriation recorded July 24, 1901, signed by the Harney Valley Improvement Company, and a notice of appropriation recorded October 7th, 1907, signed by the Silvies River Irrigation Company, and an amended notice recorded the 29th day of October, 1907, signed by the Silvies River Irrigation Company.

That the lands to be irrigated under said notices were described as follows: All of T. 23 S.R. $32\frac{1}{2}$ E., all of T. 24 S.R. $32\frac{1}{2}$ E., all of T. 24 S.R. 33 E.W.M., and sections 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 22, 26, 27, 28, 29, 30, 31, 32, 33, 35, T.23 S.R. 33 E., also Sections 1,2,3,4,5,6,10,11,12,13,14,15,22,23,24,25, 26, T. 24 S.R. 32 E.W.M.

That construction upon the ditch to irrigate said lands was begun in good faith after the posting of said notice and prior to the 29th day of March, 1908. SILVIES RIVER - 25.

That on or about the 29th day of March, 1908, the Pacific Live Stock Company began a suit in the Circuit Court of the United States for the District of Oregon against the Silvies River Irrigation Company and the Harney Valley Improvement Company, and said Silvies River Irrigation Company and the Harney Valley Improvement Company were enjoined from proceeding with the work of construction; that said suit was tried in said Court and said Silvies River Irrigation Company and Harney Valley Improvement Company were enjoined from proceeding with such construction, but the right was reserved to them and to each of them to apply to said Circuit Court of the United States for the District of Ofegon, at any time after said decree for the vacation of the injunction, if it should thereafter be determined in some appropriate proceeding that there is any surplus water subject to appropriation by them or either of them, and said suit was thereupon appealed to the Circuit Court of Appeals for the Nineth Circuit, which Court reversed and remanded said cause with directions to allow the parties a reasonable time to take proceedings before the State Water Board of the State of Oregon, and in the event that they did not proceed the reunder within a reasonable time to require all parties interested to interplead and for a lower court to proceed to a determination of the issues between them in accordance with the laws of the State of Oregon. The parties have never proceeded further with said suit, but the proceedings before the State Water Board were instituted and all parties interested have appeared and filed claims thereunder, and the rights of said Silvies River Irrigation Company and Harney Valley Improvement Company under such appropriation notices are herein determined as follows:

That the rights of the Harney Valley Improvement Company shall be as tabulated in the tabulation hereinafter contained.

That the Silvies River Irrigation Company has a valid appropriation under the amended notice of appropriation of water filed for record on the 29th day of October, 1907, and having a priority date for such appropriation of the 17th day of October, 1907. That the lands to be irrigated are such as described in the notice and hereinbefore described in this finding. That none of such lands are now irrigated, and said Silvies River Irrigation Company shall be entitled to divert water for the irrigation of such lands under and in accordance with said priority date. The water master shall regulate such diversion in accordance with such date of priority, and shall not permit any diversion of any water by said Company at any time when such diversion would interfere with the rights of any water users having an earlier date of priority than such company.

Upon the filing of this mandate in the Circuit Court, the saidSilvies River Irrigation Company shall have the right to apply to the Circuit Court to fix a date in the future when actual construction work must begin on itsappropriation and when it must be completed and water put to a beneficial use. The Circuit Court, if it deems same advisable, may refer the matter to the State Engineer under Section 5717 of Oregon Laws.

The water under such appropriation shall not be applied upon any land other than that upon the land for which the same was appropriated, except that the place of use may be changed upon proper application and permit from the State Engineer.

That in lieu of the lands proposed to be irrigated in Sections 35, 21 and 19, and a portion of 17, T. 23 S. R. 33 E.W.M., the said Company may apply to the State Engineer to irrigate other lands described as follows:

Section 16 T. 23 S.R. 31 E.W.M. Section 4 T. 24 S.R. 31 E.W.M. Section 6 T. 24 S.R. 32 E.W.M. Section 7 T. 24 S.R. 32 E.W.M. Section 24 T. 24 S.R. 31 E.W.M. Section 16 T. 24 S.R. 31 E.W.M. Section 14 T. 24 S.R. 31 E.W.M. Section 13 T. 24 S.R. 31 E.W.M. Section 12, T.24 S.R. 31 E.W.M.

and if sancationed by the State Engineer, such change may be made, but the same shall not affect any prior right decreed herein but shall be subordinate thereto.

VIX.

MODIFICATION OF FINDING 19.

That Finding 19 of the Decree of the Circuit Court be modified as herein provided. That the same be stricken from the Decree of said Circuit Court and the following inserted in lieu thereof:

The water master shall distribute

SILVIES RIVER - 26.

the water for the lands described in these findings and in this decree, in accordance with this decree. The parties whose rights are adjudicated herein, and each of them, are herein, and each of them are hereby, directed and required to regulate, operate and construct and maintain their dams, ditches, canals, headgates, measuring devices, reservoirs and other works of all kinds and description, used for the purpose of distributing or aiding in the distribution of the waters of Silvies River system, to or upon the lands described in these findings and this decree in such manneras to enable the water master to divert and apportion the water for said lands in accordance with the dates of priority of the several water users awarded a water right herein.

"In all cases of construction or reconstruction or repairs of dams, canals, ditches, headgates, laterals, or other irrigation works, or systems for appropriating water, or in changing streams, sloughs, branches or depressions used as ditches, or as a means of conducting water from the river for any of the land awarded a right herein, in order to place such slough or branch stream or ditch on theline of the land over which the same runs, or to straighten the same, or for any purpose, the water user making such change, or building such works or system shall perform such work so as not to hinder or prevent the flow of water to any of the land awarded a right herein. And in the case of such change or reconstruction, a new ditch, flume or conduit for water shall be furnished to take the place of the old, so that the various water users awarded a right herein shall be afforded a means of conducting their water equal to the old method before such change, upon their contributing an equitable part of the labor and expense thereof. $\bar{\mathbb{I}}n$ cases where the water formerly ran wholly or in part over one owner's land to that of another without a regular ditch or other artificial works, and it becomes necessary or convenient to build a ditch or other works, the labor and expense thereof shall be equitably borne by the interested parties. Such work of regulation and construction to be done under the guidance and direction of the State Engineer and Water Master; all such new ditches or conduits to be of the size and dimension as directed by the Water Master or State Engineer. All to the end that the waters of Silvies River and its tributaries may be distributed in accordance with this decree."

.VX

MODIFICATION OF FINDING 23.

That Finding No. 23 as the same appears in the Decree of the Circuit Court be stricken therefrom. That if there be any decrees or agreements on file which have not been considered and passed upon by the Circuit Court, the said Court within sixty days after the going down of this mandate shall pass upon such decrees as are presented to it, and make such changes and corrections in the decrees as may be proper as the result of the construction and adjudication of such decrees as may be called to its attention.

XVI.

MODIFICATION OF FINDING 27.

Finding No. 27 of the Decree of the Circuit Court is hereby modified by striking therefrom the following sentence:

"That a right to store water is a separate and distinct right from the right to use such water for irrigation, and a water right for irrigation does not give the water user entitled thereto the right to store such water."

AVII.

MODIFICATION OF FINDING 32.

Finding No. 32 as prepared by the Circuit Court shall be stricken from said decree, and the same modified by inserting in lieu thereof a finding as follows:

SILVIES RIVER - 27.

"That in the tabulation hereinafter set forth wherein the rights of diversion are placed from any sloughs that receive their water from the main stream of the Silvies River or its tributaries, such diversion shall be considered as being from said main stream of Silvies River or its tributaries, as the case may be."

XVIII.

MODIFICATION OF FINDINGS 33 and 34. WITH REFERENCE TO THE

DUTY OF WATER.

That Findings Numbered 33 and 34 as the same now appear in the Decree of the Circuit Court be stricken from said decree and that the said decree be modified and that there be inserted in lieu of such findings, a finding in the words and figures as follows:

"That all lands in Harney Valley irrigated or to be irrigated from Silvies River or its branches or tributaries, and all lands not in Harney Valley irrigated or to be irrigated from Silvies River, are entitled to not to exceed one-eightieth of one cubic foot of water per second for each acre of such lands, and not to exceed three acre feet per acre. It appearing that during the spring and early summer there is a large flow of water in Silvies River and its tributaries, and that heretofore the water users have used a large head of water during such time and should be permitted to continue the use of more than one-eightieth of a cubic foot per acre in order to approximate the quantity to which they are entitled for the irrigation season; therefore, the right to the use of water from Silvies River and its tributaries, except as modified by special findings herein, shall be limited to the diversion of not to exceed one and one-half acre feet per acre during any period of thirty days, prior to June first of each year, andthereafter not to exceed one acre foot per acre during any period of thirty days, provided that the total quantity of water diverted during the irrigation season shall not exceed three acre feet per acre, and that the rate of flow shall not exceed onefortieth of a cubic foot per second per acre, except where rotation is practiced as herein provided.

The above provisions shall be in effect for a period of three years after the filing of this mandate in the Circuit Court. That from and after said date all lands in Harney Valley, irrigated or to be irrigated from Silvies River or its branches or tributaties, and all lands not in Harney Valley irrigated, or to be irrigated from Silvies river are entitled to not to exceed one-eightieth of one cubic foot of water per second for each acre of such lands; provided that the total quantity of water diverted during an irrigation season shall not exceed two acre feet per acre; that all lands not in Harney Valley, irrigated or to be irrigated from tributaries of Silvies river are entitled to not exceed one-sixtieth of one cubic foot of water per second for each acre of such lands, provided that the total quantity of water diverted during an irrigation season shall not exceed two acre feet per acre; provided, however, that when the ditches, canals, headgates, measuring devices, and other irrigation systems necessary to permit a determination with reasonable accuracy of the amount of water necessary for the irrigation of such lands shall be constructed and actual tests have been made, the amount allowed by this decree may be changed by the Circuit Court and the duty of water will be left open for further determination at a future time.

That the quantity of water to which all of such lands are entitled shall be measured at the respective headgate of the division, ditch or lateral of said claimants from which the water is to be used on the land to be irrigated, provided, however, that until such time as the ditches, canals, headgates or levees or any of them or any other works which may be necessary to permit a determination with reasonable accuracy of the amount of water diverted and used upon any tract or tracts of land

SILVIES RIVER - 28.

in Harney Valley, shall be constructed, the water for the irrigation of such tract or tracts for which no such measuring devices or controlling works are provided shall be measured at some proper and convenient point or points as near as may be to the lands to be irrigated. Such point or points of measurement shall be subject to change from time to time as changed conditions make such changes convenient or expedient, and the water for the irrigation of such tract or tracts for which no measuring devices or controlling works are provided shall be distributed to those entitled to its use by the regulation of dams, headgates or other works or devices for controlling or influencing the flow of the water, as nearly as may be in accordance with the priorities of the respective rights; subject, however, to the provisions of the decree hereinafter referred to and other findings herein. That the quantity of water herein specified to which any of such lands are entitled shall include the supply furnished or which may be or become available to any tract on account of the irrigation of other lands.

That the irrigation season, during which the water users from Silvies river and its tributaries shall be entitled to the use of the water for irrigation purposes, extends to March 20th to September 1st of each year; provided, however, that as irrigation depends upon climatic conditions and changes in the season, the season hereby fixed shall not prevent water users awarded a right herein to use the water of Silvies River and its tributaries for the purposes of irrigation according to their relative rights of priority, and in quantities in accordance with this decree, at other times when such use will be beneficial to the land and the crops grown thereon when the ground is not frozen and the same can be used without needless waste. "

XIX.

MODIFICATION OF FINDING 35.

That the decree of the Circuit Court be further modified by striking out paragraph 35 and inserting in lieu thereof a new paragraph as follows:

"In this proceeding in all cases wherein a water right has been awarded for lands to which the water has not been applied completely to a beneficial use the respective claimants shall be and they hereby are allowed five years from the date of the entry of the mandate herein in the Circuit Court, or such further time as may be allowed by the State Engineer to make a complete beneficial use of the water."

XX.

MODIFICATION OF FINDING 26.

That finding 26 as the same appears in the decree of the Circuit Court be modified to read as follows:

"In all cases in this decree wherein the right to use water out of more than one stream or branch of a stream is confirmed for the same land, and the amount of water to be taken from each respective stream or branch is not determined herein, the matter of determining the quantity of water to be taken from each stream or branch for such land shall be left open for the Circuit Court to determine after actual experiment and use of the water upon the lands have been made so that an equitable apportionment of the amount to be used from each stream or branch can be made with a reasonable degree of accuracy, which cannot be done at the present time."

SILVIES RIVER - 29.

XXI.

CLERICAL AND SIMILAR MATTERS IN DECREE.

Following Paragraph 35 of the decree of the Circuit Court a new paragraph is added to said decree, as follows:

- (A) That the Circuit Court shall make corrections of any clerical errors in these proceedings within six months from the date of filing this mandate in said Court.
- (B) That in the decree of the Circuit Court and in the mandate of this Court modifying same, the figures in the column headed "Amount Cubic Feet Per Second" shall not be deemed controlling but the matter shall be controlled by the provisions of Paragraph 33 of the Decree of the Circuit Court as modified by the foregoing provisions of this mandate. In view of the fact that the duty of water and the amount of cubic feet per second per acre in subject to being changed in the future, the Circuit Court, or the State Engineer, under the directions of said Court, are hereby authorized to correct the tabulations in accordance with the Decree of said Court; when the duty of water is fixed and determined, such correction may be made on the original decree of the Circuit Court as modified if the Court deem same expedient.
- (C) If by this modification of the decree of the Circuit Court certain paragraphs and findings have been eliminated and others added thus necessitating a change in the numbering of the paragraphs and findings in order to ke ep consecutive numbers, the Circuit Court in its decree to be entered in accordance with this mandate, is authorized to make such changes. The references herein to the paragraphs and findings of the Circuit Court refer to the numbering in the criginal decree of that Court."

XXII.

WASTE OF WATER.

Following the preceding paragraph of this mandate, a new paragraph is added to the decree of the Circuit Court as follows:

"Commencing three years after the filing of this mandate in the Circuit Court, any and all waste in the use of water by the parties awarded a right to the use of water from Silvies River, its tributaries, branches or sloughs, is hereby strictly enjoined and inhibited."

With and subject to the modifications herein mentioned, the decree of the Circuit Court is affirmed.

Each of the parties to pay his, her or its respective costs.

And it is further ordered that this cause be remanded to the Court below from which this appeal was taken, with directions to enter a decree in accordance herewith and to carry out the directions herein contained."

NOW, THEREFORE, based on said mandate, and in accordance therewith, it is CONSIDERED, ORDERED, ADJUDGED AND DECREED as follows:

1.

That on the 18th day of November, 1911, there was filed in the office of the State Water Board of Oregon, a petition signed by R.R. Sitz, Fred Otley and M. B. Hayes, water users on said stream, requesting a determination of the relative rights of the various claimants to the waters of said stream, and that said petitioners were users of the waters of the said Silvies River and its tributaries, a tributary of Malheur Lake. That thereupon the said State Water Board, after a full investigation SILVIES RIVER - 30.

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 of said stream and its tributaries, made and emered 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 the said claimants, and also the time and place for the beginning and taking of testimony by the Superintendent of Water Division No. 2. That the said time and place when said State Engineer, or his assistants should begin the examination of said stream was set by said Board, for Thursday, the 22nd day of August, 1912, and the time when the Superintendent of Water Division No. 2, should attend and take the testimony of the various claimants was set by order of said Board on Monday, the 26th day of August, 1912, at Seneca, Harney County, Oregon, and on Wednesday and Thursday, the 28th and 29th days of August, 1912, at the Court House at Burns, Harney County, Oregon, and on Saturday the 31st day of August, 1912, at Lawen, Harney County, Oregon, and from Thursday the 5th day of September, to Thursday the 5th day of December, 1912, at the office of the Superintendent of Water Division No. 2, at La Grande, Union County, Oregon.

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 Superintendent of Water Division No. 2 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 the Harney County news, a newspaper published weekly at Burns, Harney County, Oregon, and of general circulation in the Counties of Grant and Harney, Oregon, for a period of 2 consecutive weeks, beginning on the 17th day of July, 1912, and ending on the 24th dayof July, 1912, the date of the last publication of said notice being more than 30 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 taking of testimony by the Division Superintendent.

3.

That prior to the 11th day of July, 1912, the Superintendent of Water Division No. 2, 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,

SILVIES RIVER - 31.

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 such 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 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 his rights to the waters of said stream, or a tributary thereof, under oath. 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 now 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 lands irrigated and susceptible to irrigation from said ditches and canals, together with the measurements thereof, which observations and the 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 2 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 thereffrom, 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 said maps and information duly certified to by the State Engineer being now on file herein, and a part of the records hereof.

5.

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

SILVIES RIVER - 32.

Baker, Grace; Baker, T. G.; Baker, A.D.; Bailey, William; Becker, T.G.; Brewer, C.; Brown & Summerville; Bowen, J.F.; Boker, F.J. Burrows, Dr. R.D.; Clark, E.M.; Caldwell, Ella; Cowing, Mrs. A.A.; Coleman, W.J; Crowley, F.; Cross, J.L.; Cox, Dave; Davis, M.; Dixon, H.; Drinkwater, R.; Evans, Elsie; Fegtley, M.N; Frink, P.F.; Garrett, J.H; Ganlin, Herman; Garrett, J.C.; Gray, P.H.; Graves, J.E; Gray, W; Gettings, B; Gettings, Bessie, Gowan, A.W; Groves, San; Harkey, Martha; Harkey, H.J.; Harding, Wm. & Co; Hardesty, K.H.; Hawkins, E.F.; Haskel, T.; Haskel, M.J.; Hall, E; Heintz, J.J.; Heitt, Hill, N; Hopkins, Mandana; Hogg, S; Holegate, R.S.; Hull, Ira; Jones Estate; Jordan, J.H.; Jordan, J.M.; Jordan, J.C; Jordan, Ed; Jordan, Ben, Kelly, Mrs. H.; Lampshire, S; Lemon J; Livey, H; Londer, C; Lochead, Ella; McGee, S.L; McGell, E.E; McMenomy, T; McNulty, J.M; Mars, W.H; Miller, Wm; Miller, C.F; Muer, H.L.; Nelson, L; Nickless, Fred; Card, N.O; Card, Jas. Estate; Oregon Industrial Company; Oregon Div.Co; Pastar, O.W; Parker, T.M.; Parker, W.B; Parrott, W.E; Panit, J.A; Peterson, L.N; Pierce, Andrew J; Riggs, E; Riggs, Chas; Robinett, J.J; Rutherford, Chas. P; Stratton, C; Swevenger, P.L; Smith, J.; Smith, N.A.; Smith, H; Smith, M.V; Southwick, E.J; Stufflefield, E; Varien, A.L; Varian, W.N; Voegtly, C.H.; Washburn, Joe; Whiting, A.B; Whiting, Schuyler; Whiting, Jone; Wicklow, F.M; Wingfield, Thos; Wintermeiter, J; Wood, T.H; Young, G.W.

6.

That upon the completion of the taking of testimony by the Superintendent of Water Division No. 2, said Superintendent did, on the 22nd day of November, 1913, give notice by registered mail to each of the various claimants to the waters of said stream and its tributaries, thatat the time and place named in said notice, to-wit: Beginning on Wednesday the 3d day of December, 1913, and ending on Monday the 22nd day of December, 1913, (Sundays excepted) from 9 to 12 o'clock A.M. and from 2 to 5 P.M., at the following named places in Harney and Union Counties, Oregon, to-wit: At the Court House in the City of Burns, Harney County, Oregon, from Wednesday the 3rd day of December, 1913, until Thursday the 11th day of December, 1911, inc., and at the office of the Superintendent of Water Division No. 2, in the City of La Grande, Union County, Oregon, from Monday the 15th day of December, 1913, until Monday, the 22nd day of December, 1913, incl., all of said evidence would be open to inspection of the various claimants or owners, and that said Division Superintendent did, in accordance with said notices, attend at said times and places and keep said evidence open to inspection for a period of fifteen days, and said notice did also state therein the County in which the

SILVIES RIVER - 33.

determination of the said Water Board would be held, by the Circuit Court of the State of Oregon, to-wit: Circuit Court of the State of Oregon for Harney County, due proof of the holding of said inspection and of the sending of said notices, by registered mail, being filed herein.

That upon the opening of said statements and proofs of claimants for inspection, the following claimants applied for filing claims, and such applications were duly granted and the following claims were filed, to-wit:

C.C. Hankins, G.W. Hankins, G.W. & J.P. Hankins, Wm. Hanley Co., John R. Jenkins, G.C. Kaufman, Martin A. Lucas, Ellen Martin, Lillian McRae, Executrix of Kenneth E. McRae, Estate. Mary McCoy, George J. Parker, Chas. E. Peterson, L. E. Hibbard.

That the statements and proofs of claimants to the use of the waters of said stream and its tributaries, were filed with the Superintendent of Water Division No. 2, by the following named persons, firms and corporations, to-wit:

Aldrich, Dessie E. Admr. Estate of E.F. Aldrich Ausmus, C.B.

Bartlett, D. L. Jr. Baker, E.D. Baker, Frank Baker, J.T. Barnes, Gail H. Barnes, Jos. H. Barnes, Jos. T. Bennett, Robt. Bennett, Wm. Biggs, J.W.
Blott, W.L.
Brown, Ben Brown, L.M. Sam Mothershead, C.H. Leonard, and M.B. Holliday Brown, N. & Sons Bunyard, Jas. H. Burns Flouring Mill Co. Bulkeley, E.C. Byrd, Julian

Byram-Marsden Livestock Co.

Camblin, L.L. Campbell, B.F. Carey & Moss Catterson, David N. Clemens, Lotta Clemens, Peter Cobb, O.H.

Cooper & Dodge Craddock, Dave Craddock, Dave Craddock, Ben Craddock, George Craddock, John Creasman, John C. Cross, Walter Crowder, W.E. Culp, Caledonia

Lanby, R. Dalton, James M. Denstedt, Ferdinant DeWolf, Lorenzo G. Dillard, H.A.-Dixon, Mary Ellen Donovan, Tim Dunten, Thomas F.

Goodman, W. Austin Graves, David S. Est. Graves, David S.Est. Graves, Ethel B. Gray, P.H. & M.E. Gray, Vivian V. Guernsey, Almond B.

Hagey, Flora

Hankins, C.C.
Hankins, G.W.
Hankins Bros. (G.W. & J.P.) Hanley, Wm.Co. Harney Valley Improvement Co. Dickinson, Frank E.& LeonaHansen, H.J.
Dillard, H.A.- R. Harney Valley Dam. Ditch & Irrigation Company Harkey, Lena B. Harkey, Mrs. Mary J.

Eberle, J.A. Exworthy, Joseph

Fenwick, Melvin Finke, Paul T. Foley, J.C. Frey, George

Garrett, John H. George, Adam F. & Wary I. Glaze, Ann

Hass, R.L. Haynes, Belle Hays, Edith Hayes, Izora S.
Hayes, Marcellus, B.
Hayes, Scott
Helmick, David E. Henderson, James H. Hendricks, Glen O. Hendricks, J.R. Herburger, Anna C. Hill, Joseph H. Hill, Ora Hoff & Perry Holgate, D.L. Hopper, E. Hotchkiss, Hull Howser, Thos. G. Hoyt, J.O. Herberger, B.C. Hudspeath, Green, Estate Huston, Walter E.

Matney, T.F. Mac Rae, Kenneth, E. Est. McConnell, C.B. & Emory & Leonard Cole McCoy, Mary McGee, Frances McKinnon, Jap McKinnon, R.J. McPheeters, Charles E. Miller, Charles T. Miller, F.S.

Oard, J.A. Oliver, J.C. Oregon. & Wes. Col Co.
Otley, Ida J.
Otley, Fred
Otley, Fred Jr. Owens, Chas. W.

Smith, W.E. Smith, W.T. (Heirs of) Southworth, Edward I.
Southworth, Minnie
Southworth, Webster S.
Southworth, W.S. & Sons Spurlock, A.C. & C.A. Spurlock, Chas. A. Sproul, Ira Stewart, William M. Stewart, James H. Stratton, D. Stratton, Emitt L. Stratton, J.J.
Stratton, L.M.
Stratton, L.M. & Elmira J. Sturtevant, Grant Stratton, Lucinda Swain, Albert S. Swearingen, Frank L. Swinney, E.L. Sweek, C.A. & Ella E.

Jackson, Frank 0. Johnson, Chas. J. Johnson, Lloyd L. Jones, Jennie Jordan, Daniel W.

Parker, S.A. Parker, George J. Parker, C.E. Parker, J.M. Parker, L. A. Peterson, Charles R. Pacific Live Stock Co.

Thompson, Grant Thornburg, Carey Thornburg, Ester M. Thornburg, Lee R.

Kaufman, G.C. Kellar, Ernest Kellar, Margaret Kelley, Maria King, Sam'l Korten, C.A.

Rector, J.P. Rembold, Gustav A. & Sam Mothershead Reyvaan, E.C. Ruh, Herman

Varien, Daniel & Daniel N. Azrien as Admr. of Est. of J.L. Varien Varien, Edith and D.N. Warien Admrs. of J.L. Varien Est. Varien, Margaret

Lampshire, J.J. Leonard, C.H. Levens, H.C. Lewis, Simon Lincoln, W.H. Lincoln, William H. Luce, Marion, Est. Lucas, Martin A. Luig, Henry Lunaburg, Fred

Salisbury, C.M. Schmidt, Mrs. Wilhelmina Scheckel, John Scheckel, Phillip Sols, F.C. Shepard, Co. A.M.& Jessie J. Silvies River Irr.Company Simmons, H.B.

Walker, Charles Weitenhiller, P.S. Welcome, J.C. Jr. Welcome
A.C. & Welcome, J.C. Sr. Welcome, Frankie C. Welcome, J.O. Jr & Allen Jones Welcome, A.C. & J.L. Gault
Welcome, J.C. Jr. J.L. Gault
& A.C. Welcome Welsh, Wm. & Mary Lemmons Welsh, Wm. Wintermeier, A. Whiting, Frank Whiting, Ida & Geo. E. Williams, Frank J.

Mace, F.L. Mace, Homer B. Martin, Ellen Matney, Julia

Sitz, John L. Sitz, Blanche Sitz, R.R. Skotternd, A.O. Whitney, Alfred B. Smith, P.G. & Julien Byrd Smith, C.G. Smith, P.G.

Young, A.E.

That within five days after the close of the public inspection of the statements and proofs of claim of the various claimants to the use of the waters of said river and its tributaries, notice of contests were filed by the following named contestants against the following named contestees.

SILVIES RIVER - 35.

Contest #1, Pacific Livestock Company, contestant, vs. C.B. Ausmus, contestee. Contest #2, Pacific Livestock Compay, contestant, vs. E.D. Baker, contestee; Contest #3 Pacific Livestock Company, contestant, vs. Frank Baker, contestee. Contest #4, Pacific Contest #5, Pacific Livestock Company, contestant, vs. J.T. Baker, contestee; Livestock Company, contestant, vs. J.T. Baker, contestee Contest #6, Pacific Livestock Company contestant, vs. Gail H. Barnes, contestee; Contest #7 Pacific Livestock Company. contestant vs. Joseph T. Barnes, contestee; Contest #8, Pacific Livestock Company, contestant vs. Joseph T. Barnes, contestee; Contest #9, Pacific Livestock Company, contestant vs. Robert Bennett, contestee; Contest #10, Pacific Livestock Company, contestant, vs. J.W. Biggs, contestee; Contest #11, Pacific Livestock Company, contestant, vs. W.L. Blott, contestee; Contest #12, Pacific Livestock Company, contestant vs. Ben Brown, contestee; Contest #13, Pacific Livestock Company, contestant, vs. L.M. Brown, and Sam Mothershead, contestees; Contest #14, Pacific Livestock Company, contestant, vs. L.M. Brown and Sam Mothershead, contestees; Contest #15, Pacific Livestock Company vs. N. Brown & Sons, contestees; Contest #16, Pacific Livestock Company, contestant vs. N. Brown & Sons, contestees; Contest #17, Pacific Livestock Company, contestant, vs. N. Brown & Sons, contestees; Contest #18, Jacific Livestock Company, contestant, vs. James H. Bunyard, contestee; Contest #19, Pacific Livestock Company, contestant, vs. Ben Brown, for Burns, Flouring Mill Co., contestees; Contest #20, Pacific Livestock Company, contestant vs. Julian Byrd, contestee; Contest #21, Pacific Livestock Company, contestant, vs. B.F. Campbell, contestee; Contest #22, Pacific Livestock Company, vs. Lotta Clemens, contestee; Contest #24, Pacific Livestock Company, contestant, vs. Peter Clemens, contestee; Contest #25, Pacific Livestock Company, contestant vs. O. H. Cobb, contestee; Contest #26, Pacific Livestock Company, contestant, vs. Cooper & Dodge, contestee; Contest #27, Pacific Livestock Company, contestant vs. John C. Creasman, contestee; Contest #28, Pacific Livestock Company, contestent, vs. W.E. Crowder, contestee; Contest #29, Pacific Livestock Company, contestant, vs. Caledonia Culp, contestee; Contest #30, Pacific Livestock Company, contestant, vs. L.B. Culp for Caledonia Culp, contestee; Contest #31, Pacific Livestock Company, contestant, vs. Jas. M. Dalton, contestee; Contest #32, Pacific Livestock Company, contestant vs. Ferdinand Denstedt, contestee; Contest #33, Pacific Livestock Company, contestant, vs. Frank B. Dickinson and Leona R. Dickinson, contestees; Contest #34, Pacific Livestock Company, contestant, vs. H.A. Dillard, contestee; Contest #35, Pacific Livestock Company contestant, vs. Mary E. Dixon, contestee; Contest #36, Pacific Livestock Company, contestant vs. Tim Donovan, contestee, Contest #37, Pacific Livestock Company, contestant, vs. J.A. Eberle, contestee; Contest #38, Pacific Livestock Company, contestant, vs. Melvin Fenwick, contestee; Contest #39, Pacific Livestock Company, contestant, vs. Paul T. Finke, contestee; Contest #40, Pacific Livestock Company, contestant, vs. J.C. Foley, contestee; Contest #41, Pacific Livestock Company, contestant, vs. George Frye, contestee; Contest #42, Pacific Livestock Company, contestant, vs. John H. Garrett, contestee; Contest #43, Pacific

Company, contestant, vs. Adam F.B. George and Mary George, contestees, Contest #44, Pacific Livestock Company, contestant vs. Ann Glaze, Dora Templeton, Warren, Maggie and Prince Glaze, contestees; Contest #45, Pacific Livestock Company, contestant, vs. Wm. Austin Goodman Contestee, Contest #46, Pacific Livestock Company, contestant, vs. Ethel B. Graves, Adm'x. of Estate of David S. Graves, Estate, contestees; Contest #47, Pacific Livestock Company, contestant, vs. P. H. & M.E. Gray, contestees; Contest #48, Pacific Livestock Company, contest⇒ ant, vs. Vivian V. Gray, contestee; Contest #49, Pacific Livestock Company, contestant, vs. Flora Hagey, contestee; Contest #50, Pacific Livestock Company, contestant vs. Wm. Hanley Co. contestee; Contest #51, Pacific Livestock Company, contestant, vs. H.J. Hansen, contestee; Contedt #52, Pacific Livestock Company, contestant, vs. Nellie L Hardesty, contestee; Contest #53, Pacific Livestock Company, contestant, vs. Harney Valley Dam, Ditch & Irrigation Co., contestee; Contest #54, Pacific Livestock Company, contestant, vs. Lena B. Harkey, contestee; Contest #55, Pacific Livestock Company, contestant, vs. Mary Harkey, contestee; Contest #56, Pacific Livestock Company, contestant, vs. R.L. Haas, contestee; Contest #57, Pacific Livestock Company, contestant, vs. Belle Hayes, Contestee; Contest #58, Pacific Livestock Company, contestant, vs. Edith Hayes, contestee; Contest #59, Pacific Livestock Company, contestant, vs. Izora B. Hayes, contestee; Contest #60, Pacific Livestock Company, contestant, vs. Marcellus B. Hayes, contestee; Contest #61, Pacific Livestock Company, contestant, vs. Scott Hayes, contestee; Contest #62, Pacific Livestock Company, contestant, vs. Jas. H. Henderson, contestee; Contest#63, Pacific Livestock Company, contestant, vs. Glenn 0. Hendricks, contestee; Contest #64, Pacific Livestock Company, contestant, vs. J.R. Hendricks, contestee; Contest #65, Pacific Livestock Company, contestant, vs. Joseph H. Hill, contestee, Contest #66, Pacific Livestock Company, contestant, vs. Harney Valley Improvement Company, contestee; Contest #67, Pacific Livestock Company, contestant, vs. Ora Hill, contestee, Contest #68, Pacific Livestock Company, contestant, vs. Hull Hotchkiss, contestee; Contest #69, Pacific Livestock Company, contestant, vs. Thos. G. Howser, contestee; Contest #70, Pacific Livestock Company, contestant, vs. J.O. Hoyt, contestee; Contest #71, Pacific Livestock Company, contestant, vs. Robert Hudspeath, Adm'r of Green Hudspeath, deceased, contestee; Contest #72, Pacific Livestock Company, contestant, vs. Walter E. Huston, contestee, Contest #73, Pacific Livestock Company, contestant, vs. Frank C. Jackson, contestee; Contest #74, Pacific Livestock Company, contestant, vs. Chas. J. Johnson, contestee; Contest #75, Pacific Livestock Company, contestant, vs. Lloyd L. Johnson, contestee; Contest #76, Pacific Livestock Company, contestant, vs. Jennie Jones, contestee; Contest #77, Pacific Livestock Company, contestant, vs. Daniel W. Jordan, contestee; Contest #78, Pacific Livestock Company, contestant, vs. Mariah Kelley, contestee; Contest #79, Pacific Livestock Company, contestant, vs. Samuel King, contestee; Contest #80, Pacific Livestock Company, contestant, vs. Chas. S. Korten, contestee; Contest #81. Pacific Livestock Company, contestant, vs. J. J. Lampshire, contestee; Contest #82, Pacific Livestock Company,

contestant, vs. C.H. Leonard, contestee; Contest #83, Pacific Livestock Company, contestant, vs. H.C. Levens, contestee; Contest #84, Pacific Livestock Company, contestant, vs. Simon Lewis, contestee; Contest #85, Pacific Livestock Company, contestant vs. Henry Luig, contestee; Contest #86, Pacific Livestock Company, contestant, vs. Fred Lunaberg, contestee; Contest #87, Pacific Livestock Company, contestant, vs. F.L. Mace, contestee; Contest #88, Pacific Livestock Company, contestants, vs. Emery Cole, Leonard Cole and C.B. McConnell, contestees; Contest #89, Pacific Livestock Company, contestant, vs. Homer B. Mace, contestee; Contest #90, Pacific Livestock Company, contestant, vs. Ellen Martin, contestes; Contest #91, Pacific Livestock Company, contestes, vs. Julia Matney, contestee; Contest #92, Pacific Livestock Company, contestant, vs. T.F. Matney, contestee; Contest #93, Pacific Livestock Company, contestant vs. Mary McCoy, contestee; Contest #94, Pacific Livestock Company, contestant, vs. Frances E. McGee, contestee; Contest #95, Pacific Livestock Company, contestant, vs. Jap McKinnon, contestee; Contest #96, Pacific Livestock Company, contestant, vs. R.J.M.cKinnon, contestee; Contest #97, Pacific Livestock Company, contestant, vs. Chas. E. McPheeter, contestee; Contest #98, Pacific Livestock Company, contestant, vs. Chas. T. Miller, contestee; Contest #99, Pacific Livestock Company, contestant, vs. F.S. Miller, contestee; Contest #100, Pacific Livestock Company, contestant, vs. Harry Carey and Z.B. Moss, contestees; Contest #101, Pacific Livestock Company, contestant, vs. J.A. Card, contestee; Contest #102, Pacific Livestock Company, contestant, vs. Mrs. Mary A. Card, contestee; Contest #103, Pacific Livestock Company, contestant, vs. Oregon & Western Colonization Company, contestee; Contest #104, Pacific Livestock Company, contestant, vs. Ida J. Otley, contestee; Contest #105, Pacific Livestock Company, contestant, vs. Fred Otley, Jr. & Fred Otley, contestee; Contest #106, Pacific Livestock Company, contestant, vs. Fred Otley, contestee; Contest #107, Pacific Livestock Company, contestant, vs. C.E. Parker, contestee; Contest #108, Pacific Livestock Company, contestant, vs. J.M. Parker, contestee; Contest #109, Pacific Livestock Company, contestant, vs. L. A. Parker, contestee; Contest #110, Pacific Livestock Company, contestant, vs. James Pirie, contestee; Contest #111, Pacific Livestock Company, contestant, vs. J.P. Rector, contestee; Contest #112, Pacific Livestock Company, contestant, vs. Gustav A. Rembold, contestee; Contest 113, Pacific Livestock Company, contestant, vs. Gustav. A. Rembold, contestee Mothershead, contestees; Contest #114, Pacific Livestock Company, contestant, vs. E.C. Reynvaan, contestee; Contest #115, Pacific Livestock Company.

SILVIES RIVER - 38.

contestant, vs. Herman Ruh, contestee; Contest #116, Pacific Livestock Company, contestant, vs. C.M. Salisbury, contestee; Contest #117, Pacific Livestock Company, contestant vs. Wilhelmina Schmidt, contestee; Contest #118, Pacific Livestock Company, contestant vs. Cover M. Shepard and Jessee J. Shepard, contestees; Contest #119, Pacific Livestock Company, contestant, vs. H.B. Simmons, contestee; Contest #120, Pacific Livestock Company, contestant, vs. J.L. Sitx, contestee; Contest #121, Pacific Livestock Company, contestant, vs. Blanche Sitx, contestee; Contest #122, Pacific Livestock Company, contestant, vs. R.R. Sitx, contestee; Contest #123, Pacific Livestock Company, contestant, vs. A.O. Skotternd, contestee; Contest #124, Pacific Livestock Company, contestant, vs. P.G. Smith and Julian Byrd, contestees; contest #125, Pacific Livestock Company, contestant, vs. C.G. Smith, contestee; Contest #126, Pacific Livestock Company, contestant vs. P.G. Smith, contestee; Contest #127, Pacific Livestock Company, contestant, vs. W.E. Smith, contestee; Contest #128, Pacific Livestock Company, contestant, vs. Field E. Smith, Estelle Grace Smith Sellers, Oliver T. Smith, Britta E. Smith, Guiser, Anna E.J. Smith, Lillian E. Smith Storet, John Flemmon Smith, Myrtle Beatrice Smith, Kate Inez Smith, Ida May Smith, Albertha Bell Smith, and Mary Catherine Smith, contestees; Contest #129, Pacific Livestock Company, contestant vs. A.C. Spurlock contestee; Contest #130, Pacific Livestock Company, contestant, vs. Chas. A. Spurlock, contestee; Contest #131, Pacific Livestock Company, contestant, vs. Jas. E. Stewart, contestee; Contest #132, Pacific Livestock Company, contestant, vs. Grant Sturevant, contestee; Contest #133, Pacific Livestock Company, contestant, vs. Wm. M. Stewart, contestee; Contest #134, Pacific Livestock Company, contestant, vs. Alberta S. Swain, contestee; Contest #135, Pacific Livestock Company, contestant, vs. Frank I. Swearingen, contestee; Contest #136, Pacific Livestock Company, contestant, vs. Silvies River Irrigation Company, contestee; Contest #137, Pacific Livestock Company, contestant, vs. C.A. and Ella S. Sweek, contestees; Contest #138, Pacific Livestock Company, contestant, vs. E.L. Swinney, contestee; Contest #139 Pacific Livestock Company, contestant, vs. E.P. Sylvester, contestee; Contest #140, Pacific Livestock Company, contestant, vs. Grant Thompson, contestee; Contest #141, Pacific Livestock Company, contestant, vs. Carey Thornburg, contestee; Contest #142, Pacific Livestock Company, contestant, vs. Esther M. Thornburg, contestee; Contest #143, Pacific Livestock Company, contestant, vs. Lee R. Thornburg, contestee; Contest #144, Pacific Livestock Company, contestant, vs. Daniel N. Varien, contestee; Contest #145, Pacific Livestock Company, contestant, vs. Edith Varien and D.N. Varien, Admr. of J.L. Varien, contestees; Contest #146, Pacific Livestock Company, contestant, vs. Henry Vulgamore, contestee; Contest #147, Pacific Livestock Company, contestant, vs. Charles Walker contestee; Contest #148, Pacific Livestock Company, contestant, vs. P.S. Weitenheiller, contestee; Contest #149, Pacific Livestock Company, contestant, J.C. Welcome, Jr., A.C. Welcome, and J.C. Welcome, Sr. Contestees; Contest

#150, Pacific Livestock Company, contestant, vs. Frankie C. Welcome, contestee; Contest #151, Pacific Livestock Company, contestant, vs. J. C. Welcome, Jr., and Allen Jones, contestees; Contest #152, Pacific Livestock Company, contestant, vs. A. C. Welcome and J. L. Gault, contestees; Contest #153, Pacific Livestock Company, contestant, vs. J. C. Welcome, Jr., J. L. Gault and A. C. Welcome, contestees; Contest #154, Pacific Livestock Company, contestant, vs. Frank Whiting, contestee; Contest #155, Pacific Livestock Company, contestant, vs. Ida Whiting and George E. Whiting, contestees; Contest #156, Pacific Livestock Company, contestant, vs. AlfredB. Whitney, contestee; Contest \$157, Pacific Livestock Company, contestant, vs. Frank J. Williams, contestee; Contest #158, Pacific Livestock Company, contestant, vs. A. E. Young, contestee; Contest#159, Pacific Livestock Company, contestant, vs. Dessie E. Aldrich, contestee, Contest #160, Pacific Livestock Company, contestant, vs. W D. L. Bartlett, Jr., Contestee; Contest #161, Pacific Livestock Company, contestant, vs. Wm. Bennett, contestee; Contest #162, Pacific Livestock Company, contestant, vs. Byram-Marsden Livestock Company, contestee; Contest #163, Pacific Livestock Company, contestant, vs. E. G. Bulkley, contestee; Contest #164, Pacific Livestock Company, contestant, vs. D. L. Camblin, contestee; Contest #165, Pacific Livestock Company, contestants, vs. Ben Craddock, contestee; Contest #166, Pacific Livestock Company, contestant, vs. Dave Craddock, contestee; Contest #167, Pacific Livestock Company, contestant vs. George Craddock, contestee; Contest #168, Pacific Livestock Company, contestant, vs. John Craddock, contestee; Contest #169, Pacific Livestock Company, contestant, vs. Walter Cross, contestee; Contest #170, Pacific Livestock Company, contestant, vs. R. Danby, contestee; Contest #171, Pacific Livestock Company, contestant, vs Lorenzo G. DeWolf, contestee; Contest #172, Pacific Livestock Company, contestant, vs. Thos F. Dunten, contestee; Contest #173, Pacific Livestock Company, contestant, vs. Joseph Exworthy, contestee; Contest #174, Pacific Livestock Company, contestant, vs. Almond B. Guernsey, contestee; Contest #175, Pacific Livestock Company, contestant, vs. David E. Helmick, Contestee; Contest #176, Pacific Livestock Company, contestant, vs. Anna C. Herburger, contestee; Contest #177, Pacific Livestock Company, contestant, vs. B. C. Herburger, contestee; Contest #178, Pacific Livestock Company, contestant, vs. D. L. Holgate, contestee; Contest #179, Pacific Livestock Company, contestant, vs. Wm. Hoff and J. B. Perry, contestee; Contest #180, Pacific Livestock Company, contestant, vs. E. Hopper contestee; Contest #181, Pacific Livestock Company, contestant, vs. John L. Hopper, contestee; Contest #182, Pacific Livestock Company, contestant, vs. Ernest Keller, contestee; Contest #183, Padfic Livestock Company, contestant, vs. Casper Koehler, contestee; Contest #184, Pacific Livestock Company, contestant, vs. W.H. Lincoln, contestee; Contest #185

Pacific Livestock Company, contestant, vs. E. Danby, Adm't of Marian Luce, contestee; Contest #186, Pacific Livestock Company, contestant, vs. J.C. Oliver, contestee; Contest $\frac{\mu}{\pi}$ 187, Pacific Livestock Company, contestant, vs. Chas. W. Owen, contestee; Contest #188, Pacific Livestock Company, contestant, vs. John V. Scheckel, contestee; Contest #189, Pacific Livestock Company, contestant, vs. Phillip Scheckel, contestee; Contest #190, Pacific Livestock Company, contestant, vs. F.C. Sels, contestee; Contest #191, Pacific Livestock Company, contestant, vs. Margaret Keller, contestee; Contest #192, Pacific Livestock Company, contestant, vs. Minnie Southworth, contestee; Contest #193, Pacific Livestock Company, contestant, vs. Edward I, Southworth, contestee; Contest #194, Pacific Livestock Company, contestant, vs. Wester S. Southworth, contestee; Contest #195, Pacific Livestock Company, contestant, vs. W.S. Southworth & Sons, contestees; Contest #196, Pacific Livestock Company, contestant, vs. Ira Sproul, contestee; Contest #197, Pacific Livestock Company, contestant, vs. D. Stratton, contestee; Contest #198, Pacific Livestock Company, contestant, vs. Emmitt I. Stratton, contestee; Contest #199, Pacific Livestock Company, contestant, vs. J. J. Stratton, contestee; Contest #200, Pacific Livestock Company, contestant, vs. L.M. Stratton, contestee; Contest #201, Pacific Livestock Company, contestant, vs. Lucinda Stratton, contestee; Contest #202, Pacific Livestock Company, contestant, vs. Wm. Welsh, contestee; Contest #203, Pacific Livestock Company, contestant, vs. A. Wintermeier, contestee; Contest #203, A. Pacific Livestock Company, contestant, vs. 6. C. Hankins, contestee; Contest #204, Pacific Livestock Company, contestant, vs. Alfred B. Whitney, contestant, vs. Julia Matney, contestee; Contest #205, H.B. Simmons, contestant, vs. Pacific Livestock Company, contestee; Contest #206, J. P. Rector, contestant, vs. Pacific Livestock Company, contestee; Contest #207, Gustav A. Rembold, contestant, vs. Pacific Livestock Company, contestee; Contest #208, James M. Dalton, contestant, vs. William Henley Company, Harney Valley Improvement Company, a corp., & Oregon Western Colonization Co., a corp., contestees; Contest #209, Paul T. Finke, contestant, vs. Claim of John H. Garrett, deceased, J.W. Garrett, Mary White, Mattie Morris, Theodosia Cave, Laura McLain, Florence Soruggs, Nannie Hunt, Veva Garrett, Veva Garrett, heirs at law of John H. Garrett, deceased, contestees; Contest #210, Henry Luig, contestant, vs. Pacific Livestock Company, contestee; Contest #211, Henry Luig, contestant, vs. Oregon & Western Colonization Company, a corp., and E.D. Baker, contestees; Contest #212, Henry Luig, contestant, vs. Harney Valley Improvement Co., a corp., Oregon & Western Colonization Company, a corp., contestee; Contest #213, Homer B. Mace, and J. A. Eberle, contestants, vs. William Hanley Company, a corp., Harney Valley Improvement Co., a corp., & Oregon & Western Colonization Co., contestees; Contest #214, Homer B. Mace & J. A. Eberle, contestants, vs. Pacific Livestock Company, contestee; Contest #215, Harney Valley Dam, Ditch & Irrigation Co.,

a corp., J.C. Foley, J. J. Lampshire, Simon Lewis, Henry Vulgamore, M. B. Hayes, and Melvin Fenwick, contestants; vs. William Hanley Co., a corp. contestee; Contest #216. Harney Valley Dam, Ditch & Irrigation Company, a corp., J. C. Foley, J. J. Lampshire, Simon Lewis, Henry Vulgamore, M.B. Hayes, and Melvin Fenwick, contestants, vs. Harney Valley Improvement Co., contestee; Contest #217, Phillip Scheckel, contestant, vs. Ben Craddock, contestee; Contest #218, William Southworth, Edward Southworth, Minnie Southworth, and Webster Southworth, co-partners as William Southworth & Sons, contestants, vs. Pacific Livestock Company, a corp., contestee; Contest #219, William Southworth, Edward Southworth, Minnie Southworth & Webster & Southworth, co-partners as William Southworth & Sons, contestants, vs. William Hanley & Co., a corp., contestees; Contest #220, John V. Scheckel, contestant, vs. Ben Craddock, contestee; Contest #221, J.C. Cliver & Sons, a co-partnership consisting of J. C. Oliver, Frank Oliver and Herman Oliver, J.C. Oliver, Frank Oliver, Herman Oliver, Ira Sproul, David E. Helmick, G.E. Keller, Margaret Keller, Almond B. Guernsey, Lorenzo G. DeWolf, Thomas F. Dunten, and W.H. Lincoln, contestants, vs. the Pacific Livestock Company, a private corporation contestee; Contest #222, J.C. Oliver & Sons, a co-partnership consisting of J. C. Oliver, Frank Oliver and Herman Oliver, J. C. Oliver, Frank Oliver, and Herman Oliver, Ira Sproul, David E. Helmick, G. E. Keller, Margaret Keller, Almond B. Guernsey, Lorenzo G. DeWolf, Thomas F. Dunten and W.H. Lincoln, contestants, vs. William Hanley & Company, contestees; Contest #223, Walter Cross, Lawrence Shepard, Nellie Hardesty, and H. A. Dillard, contestants, vs. Pacific Livestock Company, a corporation, contestees; Contest #224, The Silvies River Irrigation Company, a corporation, contestant, vs. The Pacific Livestock Company, contestee, Contest #225, The Harney Valley Improvement Company, a corporation, vs. the Pacific Livestock Company, a corporation, contestee; Contest #226, Emory Cole, Leonard Cole and C. B. McConnell, contestants, vs. C.B. Ausmus, Adam F.B. George, Mary George, Ethel Graves, Ethel B. Graves, as Adm'x of the Estate of David S. Grave, deceased, Herman Ruh, L.M. Brown, Samuel Mothershead, David N. Catterson, O.H. Cobb, P.H. Gray, M.E. Gray, Vivian Gray, Izora S. Hayes, James H. Henderson, Glenn O. Hendricks, Dan'l W. Jordan, C.H. Leonard, Chas. J. Johnson, Lloyd L. Johnson, Chas. F. Miller H. Carey and Z.B. Moss, J. A. Oard, Mary A. Oard, Ida T. Otley, Fred Otley, Fred Otley, Jr. G. A. Rembold and Samuel Mothershead, John I. Sitz, Blanche Sitz, R. R. Sitz, A. C. Spurlock, Chas. A. Spurlock, Albert S. Swain, Grant Thompson, Frankie C. Welcome, A. C. Welcome, and J.L. Gault, J.C. Welcome, J. L. Gault and A. C. Welcome, contestees; Contest #227, Emory Cole and Leonard Cole and C. B. McConnell, contestants, vs. J.T. Baker, J.W. Biggs, W.L. Blott, N. Brown & Sons, Lottie Clemens, Lloyd B. Culp, Caledonia Culp, Ferdinand Denstedt, Mary E. Dixon, Tim Donovan, H. J. Hansen, Lena B. Harkey, Mary J.

Harkey, Hull Hotchkiss, W.E. Huston, Jennie Jones, C. A. Korten, J.J. Lempshire, H. C. Levens, Fred Lunaburg, F.L. Mace, Homer C. Mace, F.S. Miller, G.A. Rebold, A.O. Skotternd, P.G. Smith and Julian Byrd, P.G. Smith, C.G. Smith, Frank L. Swearingen. J.C. Welcome, and Allen Jones, Frank Whiting, Frank J. Williams, Geo. A. Young, and A.E. Young, Frank O. Jackson, Ellen Martin, Chas. E. McPheeters, Dan'l Varien, Edith Varien, J.C. Welcome, Jr., J.C. Welcome, Sr., and A.C. Welcome, Dan 1 N. and Margaret Varien, contestees; Contest #228, Emory Cole, Leonard Cole, and C.B. McConnell, contestants, vs. Jas. H. Bunyard, John C. Creaseman, Jas. M. Dalton, J.A. Eberle, Ann Glaze, Jos. H. Hill, Thos. G. Howser, Rob t. Hundpeath, Henry Luig, Frances McGee, T.F. Matney, Jas. Pirie, Jas. H. Stewart, Jos. T. Barnes, Belle Hayes, Edith Hayes, Marcellus B. Hayes, Scott Hayes and J. P. Rector, contestees; Contest #229, Emory Cole, Lenoard Cole and C.B. McConnell, contestants, vs. Pacific Livestock Company, a corp., contestees; Contest #230, Emory Cole, Leonard Cole, C. B. McConnell, contestants, vs. The Silvies River Irrigation Company, contestee; Contest #231, Emory Cole, Leonard Cole and C. B. McConnell, contestants, vs. Oregon & Western Colonization Company, a corporation, contestee; Contest #232, Emory Cole, Leonard Cole and C.B. McConnell, Contestants, vs. E.D. Baker, Peter Clemens, Mary E. McCoy, Wm. M. Stewart, Ben Brown, Wm. Austin Goodman, Henry Luig, H.B. Simmons, Field E. Smith, and Jas. H. Stewart. contestees; Contest #233, Emory Cole, Leonard Cole and C.B. McConnell, contestants, vs. The William Hanley, Sompany, a corporation, contestee; Contest #234, Emory Cole, Leonard Cole and C.B. McConnell, contestants, vs. Harney Valley Improvement Company, a corporation, contestee; Contest #235, Emory Cole, Leonard Cole and C.B. McConnell, contestants, vs. W.E. Crowder and P.S. Weittenheiler, contestees; contest #236, F.L. Mace, H.C. Levens, Hull Hotchkiss, A.E. Young, P.G. Smith, Carey Thornburg and Robert Hudspeath, contestants, vs. the William Hanley Company, contestees; Contest #237, George W. Young, and P. G. Smith, contestants, vs. H. C. Levens, contestee; Contest #239, F.L. Mace, C.H. Levens, Hull Hotchkiss, A.E. Young, P.G. Smith, Carey Thornburg, and Robert Hudspeath, contestants, vs. Lotta Clemens, contestee; Contest#239, F.L. Mace, H.C. Levens, Hull Hotchkiss, A.E. Young, P.G. Smith, Carey Thornburg, and Robert Hudspeath, contestants, vs. E.B. Mace, contestee; Contest #240, F.L. Mace H.C. Levens, Hull Hotchkiss, A.E. Young, P.G. Smith, Carey Thornburg, and Robert Hudspeath, contestants, vs. the Harney Valley Improvement Company, contestee; Contest #241, William Austin Goodman, contestant, vs. Oregon-Western Colonization Company, contestee; Contest #242, Ben Brown, and William Austin Goodman, contestants, vs. The Oregon Western Colonization Company, a corporation, contestee; Contest #243, R.R. Sitz, Grant Thompson, J.C. Welcome, Jr. A.C. Welcome, J.L. Gault, Sam Mothershead, G.A. Rembold, A.S. Swain, Lloyd Johnson; Leon M. Brown, C. H. Leonard and M.B. Holliday, contestants, vs. Scott

Hayes, contestee; Contest #244, Ferdinand Denstedt, Charles McPheeters, Daniel N. Varien. J. C. Welcome, Jr., Frank O. Jackson, W.M. Stewart, J. T. Baker, N. Brown & Sons, composed of N. Brown, Ben Brown and Leon M. Brown, contestants, vs. C. A. Korten, contestee; Contest #245, Ferdinand Denstedt, Charles McPheeters, Daniel N. Varien, J. C. Welcome, Jr., Frank O. Jackson W.M. Stewart, J. T. Baker, N. Brown & Sons, composed of N. Brown, Ben Brown and Leon M. Brown, contestants vs., P. S. Weittenhiller, contestee; Contest #246, J. C. Welcome, Jr., N. Brown, Ben Brown, Leon M. Brown, Allen Jones, Jennie Jones, Grant Thompson, J. C. Welcome, Sr., A.C. Welcome, E. P. Sylvester, James Pirie, T. F. Matney, T. G. Howser, M. B. Hayes, J. Lampshire, J. T. Barnes, J. H. Bunyard, H. J. Hansen, W.M. Stewart, R.R. Sitz, Blanche Sitz, J. T. Baker, D. N. Varien, F. O. Jackson, C. E. McPheeters, Caledonia Culp, Charles Walker, C. E. Parker, E.L. Swinney, J.L. Gault, J.M. Parker, Sam Mothershead, G. A. Rembold, W.A. Goodman, A.S. Swain, Lloyd Johnson, M. B. Holliday, C. B. Ausmus, Daniel, Jordan, C.H. Leonard, contestants, vs. The William Hanley Company, a corporation, contestee; Contest #247, J. C. Welcome, Jr., N. Brown & Sons, Ben Brown, Leon M. Brown, Allen Jones, Grant Thompson, J. C. Welcome, Sr., A.C. Welcome, E. P. Sylvester, James Pirie, T. F. Matney, T. G. Howser, M.B. Hayes, J. Lampshire, J.T. Barnes, H.H. Bunyard, H. J. Hansen, W.M. Stewart, R.R. Sitz, Blanche Sitz, J.T. Baker, D.W. Varien, F.O. Jackson, C.E. McPheeters, Caledonia Culp, Charles Walker, C.E. Parker, E.L. Swinney, J.L. Gault, J.M. Parker, Sam Mothershead, G.A. Rembold, W.A. Goodman, A.S. Swain, Lloyd Johnson, M.B. Holliday, C.B. Ausmus, Daniel Jordan, C.H. Leonard, contestants, vs. The Pacific Livestock Company, a corporation, contestee; Contest #248, J.C. Welcome, Jr., N. Brown, Ben Brown, Leon Brown, Allen Jones, Jennie Jones, Grant Thompson, J. C. Welcome, Sr., A.C. Welcome, E.P. Sylvester, James Pirie, T.F. Matney, T.G. Howser, M.B. Hayes, J. Lampshire, J.T. Barnes, J. H. Bunyard, J. J. Hansen, W.M. Stewart, R. R. Sitz, Blanche Sitz, J.T. Baker, D.N. Varien, E. O. Jackson, C.E. McPheeters, Caledonia Culp, Charles Walker, C.E. Parker, E.L. Swinney, J.L. Gault, J.M. Parker, Sam Mothershead, G.A. Rembold, W.A. Goodman, A.S. Swain, Lloyd, Johnson, M.B. Holliday, C.B. Ausmus, Daniel Jordan, C.H. Leonard, contestants, vs. Harney Valley Improvement Company, a corporation, contestee; Contest #249, J. C. Welcome, Jr., N. Brown, Ben Brown, Leon Brown, Allen Jones, Jennie Jones, Grant Thompson, J. C. Welcome, Sr., A. C. Welcome, E. P. Sylvester, James Pirie, T.F. Matney, T. G. Howser, M.B. Hayes, J. Lempshire, J. T. Barnes, J. H. Bunyard, H. J. Hansen, W.M. Stewart, R.R. Sitz, Blanche Sitz, J.T. Baker, L. N. Varien, E.O. Jackson, C.E. McPheeters, Caledonia Culp, Charles Walker, C. E. Parker, E.L. Swinney, J.L. Gault, J.M. Parker, Sam Mothershead, G.A. Rembold, W.A. Goodman, A.S. Swain, Lloyd Johnson, M. B. Holliday, C.B. Ausmus, Daniel Jordan, C.H. Leonard, contestants, vs. The Oregon Western Colonization Company, a corporation, contestee; Contest #250, F.L. Mace, H.C. Levens, Hull Hotchkiss, A.E. Young, P.G. Smith, Carey Thornburg, and Robt. Hudspeath, contestants, vs. Oregon Western Colonization Co., a corp., contestee;

Contest #251, C. A. Sweek and Ella S. Sweek, contestants, vs. Oregon Western Colonization Company, contestee; Contest #252, C. A. Sweek and Ella S. Sweek, contestants, vs. Burns Flour Milling Co., contestee; Contest #253, C.A.SWsek, and Ella S. Sweek, contestants, vs. William Hanley Company, a corporation, contestee; Contest #254, Dave Craddock, George Craddock, John Craddock, Ben Craddock, Wm. Bennett, Ida B. Bennett, and A. Wintermeier, contestants, vs. Pacific Livestock Company, a corporation, contestee; Contest #255, Dave Craddock, George Craddock, John Craddock, Ben Craddock, Wm. Bennett, Ida B. Bennett and A. Wintermeier, contestants, vs. the William Hanley Company, a corporation, contestee; Contest #256, William E. Smith and Timothy Donovan, contestants, vs. The Pacific Livestock Company, a corporation, contestee; Contest #257, William E. Smith and Timothy Donovan, contestants, vs. The William Hanley Company, contestee; Contest #258, Joseph H. Hill and James H. Bunyard, contestants, vs. Pacific Livestock Company, a corporation, contestee; Contest #259, Joseph H. Hill and James H. Bunyard, contestants, vs. the William Hanley Company, a corporation, contestee; Contest #260, Pacific Livestock Company, contestant, vs. G. W. Hankins, contestee; Contest #261, Pacific Livestock Company, contestant; vs. G.W. Hankins and J.P. Hankins, contestees; contest #262, Pacific Livestock Company, contestant vs. Chas. R. Peterson, contestee, Contest #263, Pacific Livestock Company, contestant, vs. M.A. Lucas, contestee; Contest #264, in re. Lillian McRae, Contest #265, in re. Harney Valley Improvement Company.

9.

That after the filing of said contests the Superintendent of Water Division No. 2, 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 notices of hearingset 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 said parties. That due proof of service has been filed herein;

That said Superintendent of Water Division No. 2 did, at the time so set by said notices, begin the taking of testimony upon said contests, and did continue the said taking of said testimony upon said contests from time to time until each and every of said contests were fully heard, settled or otherwise disposed of.

That thereafter exceptions were filed by various water users to the Order of Determination of the Board, duly bringing said matters for consideration of the Circuit Court for Harney County, and it thereafter appearing that it was necessary to remand the proceedings to the said Water Board. On November 6, 1919, an order remanding the order to the Board for the taking of certain testimony before a referee was duly made. That said testimony was taken, reported to the Board and further findings therein made by the said Board, and the findings and tabulation herein made by the Court include findings on matters contained in the original hearing, as well as upon the later hearing.

11.

That each and all of the contests and exceptions filed herein involve the dates of appropriation, the acreage irrigated, together with the amount of water necessary to irrigate he land. That the date of the appropriation and acreage irrigated by each of the claimants to the use of water of said River is hereby established as set forth in the tabulation hereinafter contained. That the amount of water necessary to irrigate said lands is hereby established as set forth in the Court's general finding upon the duties of water. That any question arising especially to any contest, exception or claim, if not wholly settled by the general findings, are hereby settled by a special finding.

12.

That Silvies River and its tributaries flow through three agricultural valleys; Bear Valley near the headwaters of the stream, Silvies Valley immediately below, and Harney valley, the most important of the three, lying adjacent to Malheur Lake, into which Silvies River empties. That the almost simultaneous melting of the snow on all parts of the drainage area gives rise to excessive floods during the spring season. That the waters of the stream are used to a limited extent for the irrigation of lands in Bear Valley and Silvies Valley, but the irrigation of lands in these valleys is of comparatively small importance as compared to the irrigation of lands in Harney Valley, not only on account of the much larger area involved in the latter valley, but also because water used in the upper valleys to a large extent finds its way back into the channel of Silvies River and is available for use in Harney Valley. That the stream passes through a narrow gorge between Silvies Valley and Harney Valley, and then spreads out upon the practically level lands of Harney Valley.

That in Harney Valley during the spring of each year and while the stream is at its flood, a large amount of water overflows the banks of Silvies River and the various sloughs. That this overflow is aided by the placing of dams in the river and sloughs, also diversions are made into irrigation ditches by means of putting dams in the river and

sloughs and a large amount of land is irrigated by means of placing dams in the river and sloughs, so as to hold the water up for the sub-irrigation of adjoining lands. That the placing of these dams in the river and sloughs holds the water from flowing down the particular channel in which the dam is placed and causes such water to overflow its banks and flow into other channels. Thus by putting in or taking out dams water can be turned from Silvies River to Poison Creek and from Poison Creek to Silvies River, and water can be thrown from the West fork to the East fork of Silvies River or vice versa or water can be thrown into various sloughs from any particular water channel. That the water flows from one tract to another on its course down Harney Valley, and is used many times before it finally reaches Malheur Lake. In fact all irrigated lands in Harney Valley, except these for which the water is subject to control and measurement, may be regarded as being under one general system, the water for which is delivered at a point above Burns and the waste therefrom flowing into Malheur Lake.

13.

That Melville Fenwick, J. C. Foley, Ora Hill, Simon Lewis, J. J. Lampshire, Henry Vulgamore, and the Pacific Livestock Company have each filed statements and proofs to water for certain lands for which the Harney Valley Dam, Ditch & Irrigation Company has filed a statement and proof of claim. That Henry Vulgamore has succeeded to the rights of Melville Fenwick and M. B. Hayes has succeeded to the rights of Ora Hill. The description of all of the land so claimed insaid statements and proofs is hereinafter tabulated under the name of Harney Valley Dam, Ditch & Irrigation Company and not under the individual name.

14.

That Albert S. Swain filed statement and proof of claim for 10 acres in the SW1 NE1 and 30 acres in the SE1 NE1 of Section 5, T. 23 S.R. 31 E.W.M., that in such claim he states that such land had not been irrigated since 1900 and the testimony taken was to the effect that such land had not been irrigated since 1900, and said rights have therefore been abandoned, and are not tabulated herein.

15.

That the Silvies River Irrigation Company filed a statement and proof of claim in the above entitled proceeding, claiming a water right initiated under two notices of appropriation, recorded July 23, 1901, and signed by the Harney Valley Improvement Company, and a third notice of appropriation recorded July 24, 1901, signed by the Harney Valley Improvement Company, and a notice of appropriation recorded October 7th, 1907, signed by the Silvies River Irrigation Company, and an amended notice recorded the 29th day of October, 1907, signed by the Silvies River Irrigation Company.

That the lands to be irrigated under said notices were described as follows: All of T. 23 S.R. 32 E. E. all of T. 24 S.R. 32 E. W.M., SILVIES RIVER - 47.

and Sections 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 22, 26, 27, 28, 29, 30, 31, 32, 33, 34,35,T.

23 S.R. 33 E., also Sections 1,2,3,4,5,6,10,11,12,13,14,15,22,23,24,25,26,T. 24 S.R. 32 E.W.M.

That construction upon the ditch to irrigate said lands was begun in good faith after the posting of said notices and prior to the 29th day of March, 1908. That on or about the 29th day of March, 1908, the Pacific Livestock Company began a suit in the Circuit Court of the United States for the District of Oregon against the Silvies River Irrigation Company and the Harney Valley Improvement Company, and said Silvies River Irrigation Company and the Harney Valley Improvement Company were enpined from proceeding with the work of construction; that said suit was tried in said Court and said Silvies River Irrigation Company and Harney Valley Improvement Company were enjoined from proceeding with such construction, but the right was reserved to them and to each of them to apply to said Circuit Court of the United States for the District of Oregon, at any time after said decree for the vacation of the injunction, if it should thereafter be determined in some appropriate proceeding that there is any surplus water subject to appropriation by them or either of them, and said suit was the reupon appealed to the Circuit Court of Appeals for the Ninth Circuit, which Court reversed and remanded said cause with directions to allow the parties a reasonable time to take proceedings before the State Water Board of the State of Oregon, and in the event that they did not proceed the reunder within a reasonable time to require all parties interested to interplead and for a lower court to proceed to a determination of the issues between them in accordance with the laws of the State of Oregon. The parties have never proceeded further with said suit, but the proceedings before the State Water Board were instituted and all parties interested have appeared and filed claims thereunder, and the rights of said Silvies River Irrigation Company and Harney Valley Improvement Company under such appropriation notices are herein determined as follows:

That the rights of the Harney Valley Improvement Company shall be tabulated in the tabulation hereinafter contained.

That the Silvies River Irrigation Company has a valid appropriation under the amended notice of appropriation of water filed for record on the 29th day of October, 1907, and having a priority date for such appropriation of the 17th day of October, 1907. That the lands to be irrigated are such as described in the notice and hereinbefore described in this finding. That none of such lands are now irrigated, and said Silvies River Irrigation Company shall be entitled to divert water for the irrigation of such lands under and in accordance with said priority date. The water master shall regulate such diversion in accordance with such date of priority, and shall not permit any diversion of any water by said Company at any time when such diversion would interfere with the rights of any water users having an earlier date of priority than such company.

Upon the filing of this decree in the Circuit Court, the said Silvies

SILVIES RIVER - 48.

River Irrigation Company shall have the right to apply to the Circuit Court to fix a date in the future when actual construction work must begin on its appropriation and when it must be completed and water put to a beneficial use. The Circuit Court, if it deems same advisable, may refer the matter to the State Engineer under Section 5717 of Oregon Laws.

The water under such appropriation shall not be applied upon any land other than upon the land for which the same was appropriated, except that the place of use may be changed upon proper application and permit from the State Engineer.

That in lieu of the lands proposed to be irrigated in Sections 35, 21, and 19, and a portion of 17, T. 23 S.R. 33 E.W.M., the said company may apply to the State Engineer to irrigate other lands described as follows:

Section 16, T. 23, S.R. 31 E.W.M. Section 4, T. 24, S.R. 31 E.W.M. Section 6, T. 24, S.R. 32 E.W.M. Section 7, T. 24, S.R. 32 E.W.M. Section 24, T. 24, S.R. 31 E.W.M. Section 16, T. 24, S.R. 31 E.W.M. Section 14, T. 24, S.R. 31 E.W.M. Section 13, T. 24, S.R. 31 E.W.M. Section 12, R. 24, S.R. 31 E.W.M.

and if sanctioned by the State Engineer, such change may be made, but the same shall not affect any prior right decreed herein but shall be subordinate thereto.

16.

That statements of proof of claim have been filed and the rights claimed therein have not been tabulated in the tabulation hereinafter contained as follows, to-wit:

W. E. Crowder for the Wh of Section 13, T. 23 S.R. 31 E.W.M., for water from Poison Creek Slough; Vivian V. Gray for the NEL of Section 4, T. 25 S.R. 322 E.W.M., for water from the east fork of the Silvies River; James H. Stewart for the SEL of Section 28, T. 24 S. R. 31 E.W.M., and the EL SW and the SW SEL of Section 17, T. 24 S.R. 22 E.W.M., for waters from Silvies River; P. S. Weitenheiller for Section 21, T. 23 S.R. 32 E.W.M. That it appears from the evidence that no beneficial use of water had been made upon the lands of said claimants and each of them, nor had any appropriation of water been made for lands or any part of them and the claims of said claimants in their several statements and proofs and each thereof are hereby denied and said claimants can only acquire rights in the said waters of Silvies River by securing a State Engineer's permit.

17.

That State Engineer's permits have been secured by claimants in these proceedings as follows:

Frank E. Dickinson and Leona R. Dickinson, permits Nos. 177 and R.

147; Almond B. Guernsey, Enlargement permit No. 3; J.O. Hoyt, permits Nos. 347

and 348; W.H. Lincoln, permit No. 681; C. B. McConnell, Emory Cole and Leonard Cole,
(Harney Valley Basin Development Co. successors in interest) Reservoir permits Nos.

233, 235, 236, and 237; Pacific Live Stock Company permits Nos. 2366 and 2367;
Field E. Smith, Estella Grace Smith Sellers, Oliver T. Smith, Britta E. Smith Gaiser,
Anna E. J. Smith, Lillian M. Smith Sbut, John Flemon Smith, Myrtle Beatrice Smith,
Kate Inez Smith, Mary Katherine Smith, Alberta Belle Smith, heirs of William T. Smith,
deceased, permit No. 1083.

That each and all of said claimants shall have such rights as they are entitled to upon the final proof of the application of water to beneficial use in accordance with the law applicable to said permits.

18.

That an agreement has been file d herein by the Pacific Live Stock Company and Austin Goodman, wherein said Austin Goodman is to receive water from a certain spring arising on the E_2^1 SE $_2^1$ of Sec. 35, T. 23 S.R. 30 E.W.M. to irrigate the S_2^1 SW $_2^1$ and the SW $_2^1$ SE $_2^1$ of Sec. 36, T. 23 S.R. 30 E.W.M. and all waste water to be turned to the lands of the Pacific Live Stock Company in Sec. 36, T. 23 S.R. 30 E.W.M. The Water Master shall distribute said water in accordance with said agreement.

19.

The Water Master shall distribute the water for the lands described in these findings and in this decree, in accordance with this decree. The parties whose rights are adjudicated herein, and each of them, are herein, and each of them are hereby, directed and required to regulate, operate and construct and maintain their dams, ditches, canals, headgates, measuring devices, reservoirs and other works of all kinds and description, used for the purpose of distributing or aiding in the distribution of the waters of Silvies River system, to or upon the lands described in these findings and this decree in such manner as to enable the Water Master to divert and apportion the water for said lands in accordance with the dates of priority of the several water users awarded a water right herein.

In all cases of construction or reconstruction or repairs of dams, canals, ditches, headgates, laterals, or other irrigation works, or systems for appropriating water, or in changing streams, sloughs, branches or depressions used as ditches, or as a means of conducting water from the river for any of the land awarded a right herein, in order to place such slough or branch stream or ditch on the line of the land over which the same runs, or to straighten the same, or for any

purpose, the water user making such change, or building such works or system shall perform such work so as not to hander or prevent the flow of water to any of the land awarded a right herein. And in the case of such change or reconstruction, a new ditch, flume, or conduit for water shall be furnished to take the place of the old, so that the various water users awarded a right herein shall be afforded a means of conducting their water equal to the old method before such change, upon their contributing an equitable part of the labor and expense thereof. In cases where the water formerly ran wholly or in part over one owner's land to that of another without a regular ditch or other artificial works, and it becomes necessary or convenient to build a ditch or other works, the labor and expense thereof shall be equitably borne by the interested parties. Such work of regulation and construction to be done under the guidance and direction of the State Engineer and Water Master; all such new ditches or conduits to be of the size and dimension as directed by the Water Master or State Engineer. All to the end that the waters of Silvies River and its tributaries may be distributed in accordance with this decree.

20.

That a decree of the Circuit Court of the State of Oregon for Harney County wherein R. R. Sitz was plaintiff and A. S. Swain was defendant was filed in these proceedings, which said decree affects the lands tabulated herinafter under the names of R. R. Sitz and A. S. Swain; that said lands are irrigated by means of a dam owned and operated upon the lands of said A. S. Swain; in the operation ofsaid dam the water is held up by such dam while the lands are being irrigated and the water is turned loose by taking out such dam whenever the lands of said A. S. Swain are fully irrigated without regard as to whether or not the lands of said R. R. Sitz are fully irrigated.

21.

That a decree of the Circuit Court of the State of Oregon for Harney County wherein Homer B. Mace was plaintiff and F.L. Mace was defendant was filed in these proceedings wherein it was decreed that water for the irrigation of the SEL of Section 20, T. 23 S.R. 31 E.W.M. should be allowed to flow from the east fork of Silvies River through a natural slough heading on Lot 3 of said section 20, and the water master shall regulate the flow of water to said lands in accordance with said decree.

22.

That the Circuit Court of the State of Oregon for Harney County, referred the suit of the Pacific Live Stock Company, a corporation, plaintiff, vs. Burns Flour Milling Company, a corporation, defendant, to the State Water Board under and by virtue of section 6635 of Lord's Oregon Laws; that the determination of the rights of said parties in these findings shall be taken and considered as a settlement of said suit.

purpose, the water user making such change, or building such works or system shall perform such work so as not to hander or prevent the flow of water to any of the land awarded a right herein. And in the case of such change or reconstruction, a new ditch, flume, or conduit for water shall be furnished to take the place of the old, so that the various water users awarded a right herein shall be afforded a means of conducting their water equal to the old method before such change, upon their contributing an equitable part of the labor and expense thereof. In cases where the water formerly ran wholly or in part over one owner's land to that of another without a regular ditch or other artificial works, and it becomes necessary or convenient to build a ditch or other works, the labor and expense thereof shall be equitably borne by the interested parties. Such work of regulation and construction to be done under the guidance and direction of the State Engineer and Water Master; all such new ditches or conduits to be of the size and dimension as directed by the Water Master or State Engineer. All to the end that the waters of Silvies River and its tributaries may be distributed in accordance with this decree.

20.

That a decree of the Circuit Court of the State of Oregon for Harney County wherein R. R. Sitz was plaintiff and A. S. Swain was defendant was filed in these proceedings, which said decree affects the lands tabulated herinafter under the names of R. R. Sitz and A. S. Swain; that said lands are irrigated by means of a dam owned and operated upon the lands of said A. S. Swain; in the operation ofsaid dam the water is held up by such dam while the lands are being irrigated and the water is turned loose by taking out such dam whenever the lands of said A. S. Swain are fully irrigated without regard as to whether or not the lands of said R. R. Sitz are fully irrigated.

21.

That a decree of the Circuit Court of the State of Oregon for Harney County wherein Homer B. Mace was plaintiff and F.L. Mace was defendant was filed in these proceedings wherein it was decreed that water for the irrigation of the SE1 of Section 20, T. 23 S.R. 31 E.W.M. should be allowed to flow from the east fork of Silvies River through a natural slough heading on Lot 3 of said section 20, and the water master shall regulate the flow of water to said lands in accordance with said decree.

22.

That the Circuit Court of the State of Oregon for Harney County, referred the suit of the Pacific Live Stock Company, a corporation, plaintiff, vs. Burns Flour Milling Company, a corporation, defendant, to the State Water Board under and by virtue of section 6635 of Lord's Oregon Laws; that the determination of the rights of said parties in these findings shall be taken and considered as a settlement of said suit.

In the tabulation hereinafter contained, the Pacific Live Stock Company is given an award for 236.5 acres in part from Trout Creek, for lands in Sec. 13, T. 19 S.R. 31 E. W.M., Sec. 18, T. 19 S.R. 32 E.W.M., with a priority date of 1883. Walter Cross is given an award for 287 acres for lands in Sections 5 and 6, T. 20 S.R. 32, E.W.M., and Sec. 31, T. 19 S.R. 32 E.W.M. with a priority date of 1883. Nellie Hardesty is given an award for 54 acres in Sec. 7, T. 20 S.R. 32 E.W.M., with a priority date of 1883, and Cora M. Shephard and Jessie J. Shephard, co-owners, are given an award for 55 acres in Sec. 7, T. 20 S.R. 32 E.W.M., with a priority date of 1883, all from Trout Creek.

Insofar as Trout Creek is concerned, while all parties have a priority of 1883, the rights of said Walter Cross, Nellie Hardesty, and of Cora M. Shephard and Jessie J. Shephard, co-owners for the lands in this paragraph mentioned, shall be deemed prior in right to the awards tabulated and allowed to the Pacific Live Stock Company for the said 236.5 acres.

The award, as hereinafter tabulated, to Wm. M. Stewart for 260 acres irrigated from Poison Creek, and a branch of Foley Slough, and from springs, with a priority of 1884, shall be deemed subsequent and subordinate to the awards made to J. C. Clemens, as successor in interest to Peter Clemens for 555 acres, given a priority date of April 21, 1884, and to the awards to Frank J. Whiting for 160 acres given a priority date of Sept. 20th, 1884. The award to J. T. Baker, as hereinafter tabulated, for 320 acres irrigated from Poison Creek, given a priority date of 1884, shall be deemed subsequent and subordinate to the awards to the said J. C. Clemens, and to Frank J. Whiting for the lands of said Clemens and Whiting in this paragraph mentioned.

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24.

That all claimants herein for water for irrigation shall be entitled to use such water for stock and domestic purposes. That the right to the diversion and use of the water for stock and domestic purposes shall be continued by such claimants and such water users at any time during the year and such diversion shall be according to the dates of priority of such claimants, and such use shall be limited to the quantity of water reasonably necessary for stock and domestic purposes; that for stock purposes the amount to be so diverted and used shall not exceed the rate of one tenth of one cubic foot per second for each one thousand head of stock; that during the irrigation season the amount of water diverted for irrigation purposes shall not be increased by any amount to be used for stock and domestic purposes, but the quantity allowed and diverted for irrigation during the irrigation season includes the water for stock and domestic purposes, provided that the right to divert and use water for stock and domestic purposes shall not be construed to mean that during the winter season when the ice is frozen to require or permit an unreasonable quantity of water to be turned down the River or any diversion canal for the purpose of getting the water to the stock. The water for

120

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120

stock purposes as well as for irrigation shall be measured at the headgate of the ditch or diversion lateral of each claimant, and whenever it requires more than double the amount of water herein provided at the point of diversion to reach the place of use for stock purposes, it will be construed as requiring an unreasonable amount of water to be turned down for that purpose.

25.

That in all cases where any person, firm or corporation has a right under this decree to supply and deliver water to others and charge for the same, or may hereafter acquire such right, it is the duty of such person, firm or corporation to supply water to any and all persons applying for water who can use water along the line of the works belonging to such person, firm or corporation, or who can be reasonable supplied with water from said works under reasonable and uniform contracts and for reasonable and uniform charges up to the limit of the capacity of saidworks, so long as said person so taking said water complies or is ready and able to comply with the terms of such contract. Such contract may provide for any reasonable and uniform method of pro rata distribution of water, and such person, firm or corporation may make such reasonable and uniform rules and regulations as may be necessary to facilitate such distribution. In case such contract does not provide for such distribution of water, then such water shall be supplied to the water users in the order of, and according to the date of priority of use upon the land, or at the place upon which such water is to be used, and subject to rotation as in this decree generally provided; provided that no contract shall be made to deliver water to lands or places not theretofore supplied, to such an extent as to deprive any land or place of water which land or place had theretofore been supplied and still has the right to such a supply and unless such land or place where said water is to be used be entitled to such use under a right granted by this decree, by a permit of the State Engineer, or by a water right certificate. All contracts for the use of water giving any preference other than as herein stated, are against the public policy and laws of the State of Oregon, and void.

26.

In all cases in this decree wherein the right to use water out of more than one stream or branch of a stream is confirmed for the same land, and the amount of water to be taken from each respective stream or branch is not determined herein, the matter of determining the quantity of water to be taken from each stream or branch for such land shall be left open for the Circuit Court to determine after actual experiment and use of the water upon the lands have been made so that an equitable apportionment of the amount to be used from each stream or branch can be made with a reasonable degree of accuracy, which cannot be done at the presenttime.

In all cases in these findings wherein a water user has both the right to store water and also the right to use such water for irrigation, he shall have the right to divert such water from the stream, according to the respective priority dates of such rights, and such right to store water may be used to supplement the diversion for irrigation, that is, when the water in said stream becomes so scarce that his right to the diversion of water for such irrigation is cut off, then he shall have the right to use the water so stored by him for the purpose of supplementing the right for irrigation, and of increasing the length of the irrigation season upon the lands for which he has such irrigation right.

28.

That in all cases where water is stored by any claimant, said water shall be taken at any season of the year for said storage according to the dates of relative priority, and in case the owner of any reservoir desires to use the bed of any stream s for the purpose of carrying such stored water from the reservoir to the consumer thereof, said owner of such reservoir shall install such headgate and measuring devices as the Superintendent of the Division or the Water Master of the district in which the water is situated and used shall order. Said stored water may be used at any time during the year that the owner thereof may desire. Whenever said owner of such reservoir desires to use such stored water, he shall notify the Water Master of the district in which the stored water is to be used, giving the date when it is proposed to discharge water from such reservoir, its volume, and the names of all persons and ditches entitled to its use. Said water master shall then determine the percentage of loss by seepage. evaporation or other causes, between the place of discharge from the reservoir into the stream, and the place of diversion from the stream, and shall close or so adjust the headgates of all ditches from the stream as will enable those having such right to secure the volume discharged from the reservoir, less the determined loss. That in all cases where reservoirs are built so as to include within their boundaries the bed of any stream, the waters of which are hereinadjudicated and determined, the owner, manager or lessee of such reservoir shall install in the stream above and below said reservoir, such measuring devices as the Superintendent of the Division or the Water Master of the district in which said reservoir is situated may order; the plans for the construction of said measuring devices shall be approved by the State Engineer. The said Water Master shall measure all water of such stream running into said reservoir and shall discharge from said reservoir sufficient water (Not exceeding the volume of water running into said reservoir) to supply such prior rights as may be entitled to use said water; such discharge of water shall only be necessary during the

SILVIES RIVER - 54.

time or season in which such prior rights are entitled to use the same.

29.

That the rights of appropriation hereby confirmed are appurtenant to the lands herein described for irrigation purposes, and the right of use of the waters of said stream and its tributaries by virtue of such rights of appropriation, are limited and confined to the irrigation of the lands described herein to the extent of said lands as herein set forth, and the priorities herein confirmed confer 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. The right of a water user to change the place of use of a vested water right, in the manner now or hereafter, provided by law shall not be prohibited or affected by this decree.

30.

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 divert and use the said 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, down to the date of the latest priority, and those having prior rights are entitled to divert and use the waters of said stream and its tributaries, when necessary for the 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 whenever 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 hinderance or diversion thereof, and those having subsequent rights are entitled to the use of such water and to divert the same to the extent of their rights of appropriation, according to the order of their priority rights; and at all times the waters diverted shall be beneficially, economically and reasonably used without waste by those having a right to do so by reason of their priority of their rights.

31.

That to get a sufficient head of water, the Water Master of the district in which such water is situated shall arrange such a system or systems of rotation as may be best applicable; first, by giving a greater amount of water for an appropriator for a proportionately less time, provided that the giving of such greater amount does not infringe upon any of the rights confirmed by this decree; second, where two or more

appropriators agree as between themselves as to the manner of said rotation in the use of the water, said Water Master shall distribute the water in accordance with such agreement; third, in the absence of an agreement between such appropriators arranging for such rotation, the said Water Master shall arrange such appropriators in groups or systems of rotation, first giving to the appropriator who is first in priority in such group a quantity of water equal to the combined appropriations of all, the appropriators in said group or system for a length of time bearing the same ratio to the whole time required to make the complete rotation through the whole group of appropriators as the appropriation of said first appropriator bears to the combined appropriations of said group, and next serving another appropriator with a like quantity of water for his proportionate time, and so on until all of the appropriators in said group or system are served; then the distribution of water shall be repeated in the same manner throughout the irrigation season; provided always, that such arrangements into groups or systems of rotation shall not interfere with the prior rights of any appropriator, not a member of such group or system, and provided further, that such agreement shall be in writing, and filed by such appropriator with the Water Master.

32.

That in the tabulation hereinafter set forth wherein the rights of diversion are placed from any sloughs that receive their water from the main stream of the Silvies River or its tributaries, such diversion shall be considered as being from said main stream of Silvies River or its tributaries, as the case may be.

33.

That all lands in Harney Valley irrigated or to be irrigated from Silvies River or its branches or tributaries, and all lands not in Harney Valley irrigated or to be irrigated from Silvies River, are entitled to not to exceed one-eightieth of one cubic foot of water per second for each acre of such lands, and not to exceed three acre feet per acre. It appearing that during the spring and early summer there is a large flow of water in Silvies River and its tributaries, and that heretofore the water users have used a large head of water during such time and should be permitted to continue the use of more than one-eightieth of a cubic foot per acre in order to approximate the quantity to which they are entitled for the irrigation season; therefore, the right to the use of water from Silvies River and its tributaries, except as modified by special findings herein, shall be

limited to the diversion of not to exceed one and one-half acre feet per acre during any period of thirty days, prior to June first of each year, and thereafter not to exceed one acre foot per acre during any period of thirty days, provided that the total quantity of water diverted during the irrigation season shall not exceed three acre feet per acre, and that the rate of flow shall not exceed one-fortieth of a cubic foot per second per acre, except where rotation is practiced as herein provided.

The above provisions shall be in effect for a period of three years after the filing of this mandate in the Circuit Court. That from and after said date all lands in Harney Valley, irrigated or to be irrigated from Silvies River of or Res its branches or tributaries, and all lands not in Harney Valley irrigated, or to be irrigated from Silvies River are entitled to not to exceed one-eightieth of one cubic foot of water per second for each acre of such lands; provided that the total quantity of water diverted during an irrigation season shall not exceed two acre feet per acre; that all lands not in Harney Valley, irrigated or to be irrigated from tributaries of Silvies River are entitled to not to exceed one-sixtieth of one cubic foot of water per second for each acre of such lands, provided that the total quantity of water diverted during an irrigation season shall not exceed two acre feet per acrep provided, however, that when the ditches, canals, headgates, measuring devices, and other irrigation systems necessary to permit a determination with reasonable accuracy of the amount of water necessary for the irrigation of such lands shall be constructed and actual tests have been made, the amount allowed by this decree may be changed by the Circuit Court and the duty of water will be left open for further determination at a future time.

That the quantity of water to which all of such lands are entitled shall be measured at the respective headgates of the division, ditch or lateral of said claimants from which the water is to be used on the land to be irrigated, provided, however, that until such time as the ditches, canals, headgates or levees or any of them or any other works which may be necessary to permit a determination with reasonable accuracy of the amount of water diverted and used upon any tract or tracts of land in Harney Valley, shall be constructed, the water for the irrigation of such tract or tracts forwhich no such measuring devices or controlling works are provided shall be measured at some proper and convenient point or points as near as may be to the lands to be irrigated. Such point or points of measurement shall be subject to change from time to time as changed conditions make such changes conveient or expedient, and the water for the irrigation of such tract or tracts for which no measuring devices or controlling works are provided shall be distributed to those entitled to its use by the regulation of dams, headgates or

other works or devices for controlling or influencing the flow of the water, as nearly as may be in accordance with the priorities of the respective rights; subject, however, to the provisions of the decree hereinafter referred to and other findings herein. That the quantity of water herein specified to which any of such lands are entitled shall include the supply furnished or which may be or become available to any tract on account of the irrigation of other lands.

That the irrigation season, during which the water users from Silvies River and its tributaries shall be entitled to the use of the water for irrigation purposes, extends from March 20th to September 1st of each year; provided, however, that as irrigation depends upon climatic conditions and changes in the season, the season hereby fixed shall not prevent water users awarded a right herein to use thewater of the Silvies River and its tributaries for the purposes of irrigation according to their relative rights of priority, and in quantities in accordance with this decree, at other times when such use will be beneficial to the land and the crops grown thereon when the ground is not frozen and the same can be used without needless waste.

34.

In this proceeding in all cases wherein a water right has been awarded for lands to which the water has not been applied completely to a beneficial use the respective claimants shall be and they hereby are allowed five years from the date of the entry of the mandate herein in the Circuit Court, or such further time as may be allowed by the State Engineer to make a complete beneficial use of the water.

35.

- (a) That the Circuit Court shall make corrections of any clerical errors in these proceedings within six months from the date of the filing of the mandate herein in this Court, and the right is reserved so to do.
- (b) That in this decree, the figures in the column headed "Amount Cubic Feet Per Second" shall not be deemed controlling but the matter shall be controlled by the foregoing provisions of Paragraph 33 hereof, and by the provisions of said mandate. In view of the fact that the duty of water and the amount of cubic feet per second per acre are subject to being changed in the future, this Court, or the State Engineer, under the directions of this Court, if the Court so directs shall correct the tabulations in accordance with the decree and order of this Court; when the duty of water is fixed and determined, such correction may be made on this original decree as modified by said mandate if the Court deem it expedient, and the right is reserved so to do.

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Commencing three years after the filing of the mandate herein in this Court, any and all waste in the use of water by the parties awarded a right to the use of water from Silvies River, its tributaries, branches or sloughs, is hereby strictly enjoined and inhibited.

That the name and address of each appropriator of water from said Silvies River and its tributaries, arranged in alphabetical form, together with the date of relative priority of each appropriation, the amount of such appropriation in cubic feet per second, the number of acres to which such appropriation is applied and to which such water is appurtenant, the use or uses for which such water was appropriated and is now applied, and to which such use is limited, 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 in the smallest subdivision to which such water is appurtenant, is set opposite the name and address of each appropriator, and is 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
		CONCLUSION SHOWN SHOW SHOW SHOW SHOW SHOW SHOW SHOW SHOW					
Aldrich, Dessie E. Canyon City, Ore. (Estate of Elgy Frank Aldrich)	1897	1.77	106	Irrigation	Jenkins Taylor Luce Lower & Lemons	Jenkins & Luce & Lemon Creeks	25 acres in NWANEA 35 acres in SWANEA 8 acres in SEANEA 20 acres in NEASEA 20 acres in NWA SEA Section 28, T. 15 S.R. 30 E.W.M.
	1887	.43	25. 5	Irrigation	Aldrich	Luce & Lemmon	.5 acres in SWANEA 15 acres in NEASEA 10 acres in NWASEA Section 28, T. 15 S.R. 30 E.W.M.
Ausmus, C. B. Modified by Supreme V Court. Vol. 10, Page 215	1896	.89	70.1	Irrigation	Ausmus & Ritter Bush Slough	Main	27 acres in NE\(\frac{1}{4}\)SE\(\frac{1}{4}\) (Lot 8) 3.91 acres in NW\(\frac{1}{4}\)SE\(\frac{1}{4}\)(Lot 7) 40 acres in SE\(\frac{1}{4}\)SE\(\frac{1}{4}\) Section 24. T. 25 S.R. 32 E.W.M.
Baker, E. D.	1889	5.14	410.8	lIrrigation	No name	Sage Hen Creek & West Fork Silvies River	40 acres in NEINEI 40 acres in NWANEI 35 acres in SWANEI 40 acres in SEINEI 40 acres in NEINWI 40 acres in NWANWI
Constant to the second or the second	10 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	h 1 1.		La Tacar T	Sec. 18		22 acres in SWANWA 25 acres in SEANWA 40 acres in NEASEA 10 acres in NWASEA 30 Section 19,
	1 243						
Baker, J. T. Burns, Oregon.	1892	2.00	160	Irrigation	Dams, ditches & over- flow	Foley Slough	40 acres in NETNWT 40 acres in SETNWT 40 acres in SWTNWT 40 acres in NWTNWT
,	1898	2.00	160	Irrigation	Dams, ditches & over- flow	Foley slough	40 acres in NELSWL 40 acres in SELSWL 40 acres in SWLSWL 40 acres in NWLSWL Section 10, T. 23 S.R. 31 E.W.M.
;	1884	4.00	320	Irrigation	Dams, ditches ovefflow	Poison Creek	40 acres in SWANEA 40 acres in NWANEA 40 acres in NEANWA 40 acres in SEANWA 40 acres in NWANWA 40 acres in NWANWA 40 acres in NWASEA
	1908	2,00	160	Irrigation	Dams ditches ovefflow	Poison Creek	40 acres in NEINEI 40 acres in SEINEI 40 acres in NEISEI 40 acres in SEISEI Section 34, T. 22 S.R. 31 E.W.M.
							SILVIES RIVER - 60.
					138		

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
Baker, Frank Burns, Oregon.	1887	3.00	240	Irrigation	Dams	Foley Slough	15 acres in NE NW 1 35 acres in NW NW 1 40 acres in SW NW 2 37 acres in SE NW 2 35 acres in NW SE 2 40 acres in SW 2SE 2 38 acres in SE 2SE 2 Section 31, T. 22S.R. 31 E.W.M.
Bartlett, D.L, Jr. St. Joseph, Mo.	1892	1.75	140	Irrigation	Overflow	Main	15 acres in NE ₄ SW ₄ 38 acres in NW ₄ SW ₄ 20 acres in SW ₄ SW ₄ 15 acres in SE ₄ SW ₄ 13 acres in SW ₄ SE ₄ 12 acres in SE ₄ SE ₄ 22 acres in NE ₄ NE ₄ 15 acres in NW ₄ NE ₄ 25 acres in NW ₄ NE ₄ 36 Section 13, T. 24 S.R. 31 E.W.M.
Barnes, Gail H. Burns, Oregon.	1887	0.88	70.27	Irrigation	Ditches & Sub- irrigation	Silvies River thru Savage slough	24.85 acres in NELSWA (Lot 41.22 acres in SELSWA (Lot Section 23, T. 22 S.R. 30 E.W.M.
Barnes, Joseph T. Burns, Oregon.	1893	0.50	40	Irrigation	Barnes #1	Main	25 acres in NW SE (Lot 6) 15 acres in SW SE (Lot 5)
	1899	0.70	56		Barnes #2	Hill slough	38 acres in SW\(\frac{1}{4}\)SW\(\frac{1}{4}\) Lot 12) 18 acres in SE\(\frac{1}{4}\)SW\(\frac{1}{4}\) T. 24 S.R. 32E.W.M.
Bennett, Robt.,	1887	1.04	83	Sub.irriga- tion	H.V.D. & D. Co. dam	main	10 acres in NW4SW4 (hot 2) 33 acres in SW4SW4 (hot 1) 26 acres in NE4SE4 (Lot 5) 14 acres in NE4SE4 (Lot 6) Section 15, T. 22 S.R. 30 E.W.M.
Bennett, Wm. Senneca, Oregon.	1886	1.79	107	Irrigation	Bennett	Bridge Creek	3 acres in SW4SE4 36 acres in SE4SE4 Section 6, 30 acres in NE4NE4 38 acres in NW4NE4 Section 7,
	1905	1.08	65 √				Section 6. 10 acres in SWANEA 8 acres in SEANEA 20 acres in NEASEA Section 7. 5 acres in NWASWA Section 8. T. 18 S.R. 32 E.W.M. SILVIES RIVER - 61.
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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
Biggs, J. W. Burns, Oregon. Modified by Supreme	1893 :	1.50°	120.49	Irrigation	Sweek Dam & Pumping	Main	26.67 acres in NWNW (Lot 66.55 acres in SWNW and NWNW (Lot
Court. See Vol. 10, page 215		cation a	provi	rd is subject ded in Paragra	Plant ph IX		27.17 acres in SELNW1 (Lot Section 6, T.23 S.R. 31 E.W.M.
@ 2				5 p. 86			
Blott, W. L. Burns, Oregon.	1884	0.13	10	Irrigation	McGowan Stenger	Main	10 acres in NW4SE4 Section 7, T. 23 S.R. 31 E.W.M.
Brown, Ben Burns, Oregon. Modified by Supreme	1910	1.00	80	Irrigation	Warm spring ditch	Two Warm Springs	40 acres in NE4NW4 40 acres in NW4NW4 Section 1, T. 24 S.R. 30 E.W.M.
Brown, L.M. Sam Mothershead, C. H. Leonard,	1887	6.00	480	Irrigation	Di tches sloughs	E.Fork Silvies	40 acres in NE NE 4 40 acres in SE NE 4 40 acres in SWANE 4
Burns, Oregon. M. B. Holliday, Louisana, Mo.							40 acres in NWINE 40 acres in NEINWA 40 acres in SEINWA 40 acres in SEISWA NEISE 40 acres in SEISWA NEISE 40 acres in SWISE 40 acres in NWISE 5 Section 16, T. 25 S.R. 322 E.W.M.
	1887	1.00	160	Irrigation	Dams, ditches, and sloughs	E.Fork Silvies	40 acres in NE ₄ SW ₄ 40 acres in SE ₄ SW ₄ 40 acres in SW ₄ SW ₄ 40 acres in NW ₄ SW ₄ Section 15, T. 25 S.R. 32½ E.W.M.
Brown, N. & Sons Burns, Oregon.	1907	3.00	240	Irrigation	Browns and Poison Creek	Poison Creek or slough	40 acres in NEANEA 40 acres in SEANEA 40 acres in SWANEA 40 acres in NWANEA 40 acres in NEASEA 40 acres in SEASEA Section 24, T. 23 S.R. 31 E.W.M.
	1906	1.97	157.5	Irrigation	Burns Flour Mill Ditch	Main	36.5 acres in NE4NE4 40 acres in SE4NE4 30 acres in NE4SE4 9 acres in SE4SE4 Section 1, 20 acres in NE4NE4 15 acres in NW4NE4 5 acres in SW4NE4 2 acres in SE4NE4 Section 12, T. 23 S.R. 30 E.W.M.
							SILVIES RIVER - 62.
				140			

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	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
	Brown, N. & Sons (Continued)	1905	3.00	240	Irrigation	Foley slough ditch	Main Foley slough	40 acresin NE NW 4 40 acres in SE NW 4 40 acres in SW NW 4 40 acres in NW NW 40 40 acres in NW 2SE 4 40 acres in SW 2SE 4 Section 24, T. 23 S.R. 31 E.W.M.
ž	Mary Bunyard, Administratrix of the Estate of James H. Bunyard, deceased	a ,		165.95	Irrigation	Marrs Co.	Main	41.13 acres in NE NW (Lot 6) 41.52 acres in NW NW (Lot 7) 40 acres in SW NW (Lot 2) 43.30 acres in NW SW (Lot 2)
	Successor in intere Burns, Oregon.	est, 1898		318.70	Irrigation	Marrs.	Main	40 acres in NE SE SE 40 acres in SW SE 440 acres in SW SE 440 acres in NW SE 440 acres in NW SE 440 Section 1, T. 24 S.R. 31 E.W.M.
								39.84 acres in NE NE (Lot 1) 39.84 acres in NW NE (Lot 8) 39.51 acres in SW NE (Lot 7) 39.51 acres in SE (Lot 2) Section 7, T. 24 S.R. 32 E.W.M.
7 4	Burns Flour Milling Co., a corp.	1884		57.2	Irrigation	Burns Flour Will Co.	Mai n	l acre in SWINE (Lot 3) 10 acres in SWINE (Lot 3) 11.7 acres in SWISE (Lot 4) 25.5 acres in SWISE (Lot 5) Section 36, T. 22 S.R. 30 E.W.M.
	•	1901		26.7	Irrigation	Burns Flour Mill Co.	Ma.in	3.5 acres in NEINEI(Lot 1) 8.5 acres in NWINEI(Lot 2) 9.7 acres in NEINWI (Lot 3 5 acres in NWINWI (Lot 4 Section 1, T. 23 S.R. 30 E.W.M.
		1884	- 5ee	50	Power 159 H.P.	Burns Flour Mill Co.	Main	Place of use of power: Lot 5, Section 36,
*	Bulkeley, E.C. Burns, Oregon.	1887	1.00	60 F	Irrigation	Bulkeley	Mountain Creek	20 acres in NE SW 15 acres in NE SE 15 acres in NE SE 10 acres in SE 2SW 10 acres in SE 2SW 10 acres in SE 2SW 10 Section 32 T. 18 S.R. 32E.W.M.
;	Byrd, Julian Burns, Oregon.	1900	1.00	80	Irrigation	Dams and ditches	Poison Creek	10 acres in NWLSWL 30 acres in SWLSWL Section 4, 30 acres in NELSEL 10 acres in SELSEL Section 5, T. 22 S.R. 31 E.W.M.
,					141			SILVIES RIVER - 63.

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
Byram-Marsden Livestock Co., a con Seneca, Oregon.	1903 rp.	32.66	1960 /	Irrigation	Byram Bros. and Marsden	Bear Creek	20 acres in NWINWI 40 acres in SWINWI 40 acres in NEISEI 20 acres in SEISEI 20 acres in SEISEI
				Storage in Reservoir			Section 16, 20 acres in NEANE 25 acres in NWANE 40 acres in SEANE 40 acres in SEASW
	G	ulch, Rou	nd Mou	ter rights from tain Gulch and of 1901.)		f	40 acres in SWASWA 40 acres in NWASWA 40 acres in NEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA 40 acres in NEASEA
			** 5	10 10 10 10 10 10 10 10 10 10 10 10 10 1		në.	Section 17, 40 acres in NEINEL Section 18, 40 acres in SELNEL 40 acres in SWANEL 40 acres in NWANEL 40 acres in NELSEL
							40 acres in SELSEL 40 acres in SWLSEL 40 acres in NWLSEL 40 acres in NELSWL 40 acres in SELSWL 40 acres in SWLSWL 40 acres in SWLSWL 40 acres in NWLSWL
							40 acres in NEANWA 40 acres in SWANWA 40 acres in SEANWA 40 acres in NWANWA Section 18, 40 acres in NEANEA 40 acres in NWANEA
							40 acres in SELNEL Section 19, 40 acres in NWLNWL Section 20, T. 16 S.R. 32 E.W.M.
							30 acres in NW1NE1 40 acres in SW1NE1 40 acres in SE1NE2 25 acres in NE1NW1 40 acres in SE1NW1 40 acres in NE1SW1 40 acres in SE1SW1 40 acres in NE1SE1 40 acres in SE1SE1 40 acres in SW1SE1 40 acres in SW1SE1 40 acres in NW1SE1
							Section 13, 40 acres in NW1NE1 40 acres in SW1NE1 40 acres in NE1NW1 Section 24, T. 16 S.R. 31 E.W.M.
	1888	2.67	160	Irrigation	Byram Bros. No. 1 and 2 and Byram Guernsey	Bear Creek	40 acres in SWANEA 40 acres in SEANEA 40 acres in SWANWA 40 acres in SEANWA SILVIES RIVER - 64.
				142			

	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
	Byram-Marsden Co.							40 acres in NE ₄ SW ₄ 40 acres in NW ₄ SW ₄ 30 acres in NE ₄ SE ₄ 35 acres in NW ₄ SE ₄ Section 27,
		1891	7.09	70	·			40 acres in SWANEA 40 acres in SEANEA 30 acres in SWANWA 40 acres in NEASWA 40 acres in NWASWA 40 acres in NEASEA 40 acres in NWASEA 40 acres in SEASEA 5 acres in SEASEA T. 16 S.R. 32 E.W.M.
	Caldwell, Ella	(See E. L	Swinne	,)				
:	Camblin, D.L. Seneca, Oregon.	1886		50.1	Irrigation	Flat Creek Ditch	Flat Creek	20.6 acres in NWANEA 29.5 acres in SWANEA Section 13, T. 18 S.R. 31 E.W.M.
		(NOTE:			$\mathbb{N}^{\mathbb{H}^1_4}$ also has a r date of 1913		t from	
		1886		28 .73	Irrigation		Silvies River	11.1 acres in SW2SE2 17.63 acres in SE2SE2
		1886		36.97	Irrigation	Jump Creek ditch	Jump Creek	18.47 acres in NWASE4 18.50 acres in SW4SE4
		1888		10	Irrigation	Bridge Creek	Bridge Creek	10 scres in E. of River Section 12, T. 18 S.R. 31 E.W.M.
		Silvies B	iver und	er date	NW 1SE 1 also ha of 1913. Al water right d	l of Cambli	n's land or	a
1	Campbell, B. F. Burns, Oregon.	1898	2.25	135	Irrigation and sub- irrigation	Emigrant ditch and dams	Emigran t creek	30 acres in NEANEA 35 acres in SWANEA 20 acres in SEANEA Section 35,
		(NOTE: 1 from Spr	5 acres	in SE4N k under	\mathbb{W}_{4}^{2} Sec. 36 supdate of June	plemented 1 2, 1902.)	y water	
								10 acres in NwaNwa 25 acres in SwaNwa 15 acres in SEANWA Section 36, T. 20 S.R. 28 E.W.M.
		1902	0.58	35	Irrigation and sub- irrigation	Spring Creek and ditches	Spring Creek	15 acres in SE4NW4 5 acres in NW4SW4 10 acres in SW4SW4 5 acres in SE4SW4 Section 36, T. 20 S.R. 28 E.W.M.
ı	Cary and Moss (Harry Cary and Z. B. Moss) Lawen, Oregon. (Minnie Iland,	1893	2.07	162.9	Irrigation	Dems and sloughs	E.Fork Silvies River	40 acres in NEANE 1 36.5 acres in SwanE 1(Lot 7 20 acres in SE 1 E 1 30 acres in NE 2 E 1 (Lot 6) 35.4 acres in NW 2 SE 1(Lot 9)
	successor in interest)				SILVI	es river -	- 65.	T. 25 S.R. 322 E.W.M.
					143			

	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
J	Catterson, David N. Lawen, Oregon. (Rebecca Catterso successor in interest)	1888 m,	2.12	169.15	Irrigation	n Small dit ches	E.Fork Silvies River	43.39 acres in NE NW (Lot 3) 42.67 acres in SE NW (Lot 4 41.92 acres in NE SW (Lot 5 41.17 acres in SE SW (Lot 6 Section 6, T. 25 S.R. 32 E.W.M.
Ĭ	Clemens, Lotta Burns, Oregon.	1888	3.60	288.15	Irrigation	Clemens	Main	40 acres in NW\(\frac{1}{4}\)SW\(\frac{1}{4}\) 40 acres in SW\(\frac{1}{4}\)SW\(\frac{1}{4}\) 12 acres in SE\(\frac{1}{4}\)SW\(\frac{1}{4}\)(Lot 2) 29.15 acres in NE\(\frac{1}{4}\)SW\(\frac{1}{4}\)(Lot 3) Section 17, 40 acres in NE\(\frac{1}{4}\)SE\(\frac{1}{4}\) 40 acres in SW\(\frac{1}{4}\)SE\(\frac{1}{4}\) 40 acres in N\(\frac{1}{4}\)SE\(\frac{1}{4}\) Section 18, T. 23 S.R. 31 E.W.M.
*	Clemens, Peter Burns, Oregon. (J.C. Clemens, Successor in interest)	Apr.21, 1884 (Gee rar	6.94 Grash 2	555		Clemens & dams	Poison Creek	17 acres in Swanwa 4 acres in NEASWA 36 acres in NWASWA 40 acres in SEASWA 14 acres in SEASWA 14 acres in SEANWA 15 acres in NEANWA 40 acres in NEANWA 40 acres in SWANWA 40 acres in NEASWA 40 acres in NEASWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in NEASWA 40 acres in NEASEA 50 acres in SEASEA
,	Cobb, O. H. Lawen, Oregon.	1893	0.8	6 5		Dams & Levées	Main	10 acres in NE NW (Lot 1) 30 acres in SE NW (Lot 2) 5 acres in NE SW (Lot 3) 10 acres in NW SE (Lot 4) 5 acres in NW SE (Lot 4) 10 acres in NE SW (Lot 7) 10 acres in NE SW (Lot 8) Section 19, T. 25 S.R. 32 E.W.M.
	Cooper & Dodge (R.L. Cooper & M. V. Dodge) Burns, Oregon.	1897	0.025	2	Irrigation		Main	2 acres in NW\(\frac{1}{4}\)Section 7, T. 23 S.R. 31 E.W.M.
	M. V. podge, spacessor in inter Craddock, Ben Burns, Oregon.	1903	1.88	113		Craddock dam & ditch	Bridge Creek	4 acres in SEANWA 15 acres in NEASWA 36 acres in SEASWA 18 acres in SWASEA Section 7, 12 acres in NEANEA 28 acres in NWANEA Section 18,

			The state of the s				
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
Craddock, Ben Burns, Oregon. (Continued)	1885	1.40	84°	Irrigation	French- mans & dam	House Creek & Poison Creek	14 acres in NEINEI 12 acres in NWINEI 36 acres in SWINEI 22 acres in SEINEI Section 18, T. 18 S.R. 32E.W.M.
Craddock, Dave Burns, Oregon.	1888	1.95	156	Irrigation	Selle No. 1 & Craddock No. 1 & 2	Main	30 acres in SWANEA 15 acres in SEANEA 40 acres in NWASEA Section 26,
	1904	1.38	110		Wheel in NW4SE4 Sec 26, T. 17S		40 acres in NE SW 2 26 acres in NW 2 SW 2 35 acres in SW 2 SE 2 40 acres in SE 2 SW 2 Section 25,
		29 V		10 H.P.			T. 17 S.R. 31sE.W.M.
	1893	0.27	16 "	Irrigation	Craddock	Two springs	6 acres in NW\(\frac{1}{4}\)Sw\(\frac{1}{4}\) 10 acres in NW\(\frac{1}{4}\)Section 25, T. 17 S.R. 31 E.W.M.
Craddock, George Seneca, Oregon.	1900	0.32	19	Irrigation	No. 2	Mountain Creek	10 acres in SWANWA 1 acres in NWASWA Section 32, 8 acres in NRANEA Section 31, To 18 S.R. 32E.W.M.
,	1894	2.80	168	Irrigation	No. 1	M _Ö untain Creek	10 acres in SW4NW4 7 cres in NW4SW4 Section 32, 30 acres in NE4NE4 30 acres in NW4NE4 18 acres in SE4NE4 23 acres in NE4NW4 Section 31, 18 acres in SE4SW4 32 acres in SW4SE4 Section 30, T. 18 S.R. 32E.W.M.
Craddock, John Seneca, Oregon.	1888	1.00	80	Irrigation	John Craddock & West Side	Main	40 acres in NE SW 4 40 acres in SE SW 5 Section 12, T. 19 S.R. 31 E.W.M.
	1888	0.88	70	Irrigation	John Craddock		40 acres in NW\(\frac{1}{4}\)SE\(\frac{1}{4}\) 30 acres in SW\(\frac{1}{4}\)Section 12, To 19 Soro 31 Eowom.
Creasmen, John C. Burns, Oregon.	1889	1.50	120	Irrigation	Dams	Chapman slough	40 acres in NE SW2 40 acres in NW4SW2 20 acres in SW4SW4 20 acres in SE4SW4 Section 10, T. 24 S.R. 31 E.W.M.
				145			SILVIES RIVER - 67.

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
Cross, Walter Burns, Oregon.	1883	4.79	287	Irrigation	Woods & Cross	East Trout and Trout	18 acres in NEANEA 10 acres in SWANEA 20 acres in NEANWA 36 acres in NWANWA 35 acres in SWANWA 30 acres in SEANWA Section 5, 40 acres in NEANEA Section 6,
	(SEE Para	graph 23)				T. 20 S.R. 32E.W.M. 10 acres in SEANEA 40 acres in NEASEA 8 acres in NWASEA 40 acres in SEASEA Section 31, T. 19 S.R. 32 E.W.M.
	1885	2.19	131	Irrigation	Jewett ditches	Trout Creek	10 acres in NE NE TO Section 25, T. 19 S.R. 31 E.W.M.
							Section 30, Z7 acres in NEANWA 5 acres in SWANWA 32 acres in SEANWA 22 acres in NWASWA 28 acres in SWASWA 4 acres in SEASWA Section 19, T. 19 S.R. 32 E.W.M.
Culp, Calledonia Burns, Oregon. (CC Howard, successor in interest)	1908	1.25	100	Irrigation	Culp	Main & Poison Creek	30 acres in NEINEI 35 acres in NWINEI 15 acres in SWINEI 20 acres in SEINEI Section 10, T. 23 S.R. 31 E.W.M.
	1897	0,19	15	Irrigation	Dam & ditch	Main & Poison creek	10 acres in NETNET 5 acres in NWINET Section 10, T. 23 S.R. 31 E.W.M.
	1900	0.56	4 5		Dam & tch	Main & Foley slough	25 acres in SWANEA 20 acres in SEANEA Section 10, T. 23 S.R. 31 E.W.M.
Culp, L. B.	(See O.H.	cobb)					
Culp, Chas. Burns, Oregon.	1901	2.00	160	and domestic	ditches dikes & levees	East Fork Silvies River & Poison Creek	40 acres in NE4NW4 40 acres in NW4NW4 40 acres in SW4NW4 40 acres in SE4NW4 Section30 T. 23 S.R. 32 E.W.M.
				146			

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
Danby, R. John Day, Oregon.	1905	0.63	50	Irrigation	Stratten Desert	Main	20 acres in SE4SE4 Section 7, 30 acres in NE NE4 Section 18, T. 16 S.R. 31 E.W.M.
	1904	1.31	105	Irrigation	Danby & Stratten	Main	5 acres in NW2NW4 30 acres in SE4NW4 15 acres in NE4SW2 35 acres in NW2SE4 20 acres in SE4SE4 Section 7. T. 16 S.R. 31 E.W.M.
Dalton, James M. Burns, Oregon.	1886	1.61	130	Irrigation	Peoples	Main Chapman	40 acres in NE NE 25 acres in SE NE 25 acres in SW NE 25 acres in SW NE 25 acres in NW NE 25 Acres in NE
Denstedt, Ferdinand Burns, Oregon.	1894	3.73	298	Irrigation	Denstedt	Poison Creek and Foley slough	40 acres in NE NE 40 acres in NW NE 40 acres in SW WE 425 acres in SE NW 4 8 acres in NW NW 40 acres in SE NW 44 40 acres in SE NW 44 40 acres in NE SW 44 5 acres in NW SW 45 acres in NW SW 45 acres in NW SW 46 acres in NW SW 47 Section 18, T. 23 S.R. 32 E.W.M.
	1912	1.56	125	Irrigation ch. in pt. of Sp Or Vol. 8, p.	div 158		25 acres in NE SE 20 acres in NW SE 24 40 acres in SW SE 24 40 acres in SE 25 25 Section 13. T. 23 S.R. 31 E.W.M.
DeWolf, Lorenzo, G. Canyon City, Oregon.	1908	0.34	20	Irrigation	DeWolf	Gerry Creek	15 acres in NWINEI 5 acres in SWINEI Section 26, T. 15 S.R. 30 E.W.M.
Dillard, H. A. Burns, Oregon.	1885	1.34	80	Irrigation	Burnt Smith	Trout Creek Dillard Creek	Section 18, Section 18, 25 acres in NWNNET 30 acres in SWNNET 15 acres in SEINET Section 19, T. 20 S.R. 32 E.W.M. SILVIES RIVER - 69.
			,	147			

IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS TO THE WATERS OF SILVIES RIVER AND ITS TRIBUTARIES, A TRIBUTARY OF MALHEUR LAKE, IN GRANT AND HARNEY COUNTIES, STATE OF OREGON.

Order Correcting

Decree.

Now on this 21st day of October, 1931, the above entitled matter coming on to be heard on motion of Chas. B. Foley, the duly appointed, qualified and acting Executor of the Estate of Tim Donovan, deceased, for the entry of an order correcting certain clerical errors and omissions in the decree rendered by the Court in the above entitled matter, and

It appearing to the court that the State Water Board of Oregon, in its consideration of the above entitled matter, awarded the late "im Donovan a relative priority of 1906 for 0.33 cubic feet of water per second for the irrigation of 26 acres in SWNW Section 5, Twp. 23 S.R.31 E.W.M., such water to have its source in Foley Slough and waste water from the Rembold ditch, and to be delivered to said lands through the Farre Slough, and it further appearing that said finding and award was not appealed, and that the decree of this Court should conform to such finding and award in every particular except that since Foley Slough derives it water supply from Silvies river, such fact should be inserted in the decree, and it further appearing that by error or omission in copying said findings and award into the decree now in force and effect in this matter reference to Foley Slough and waste water from Rembold ditch have been omitted whereas in fact these references should be made a part of said decree, and

It further appearing to the Court that both the state Water Board of Oregon and this Court in its decree in this matter awarded the late Tim Donovan a relative priority of 1895 for 3.08 cubic feet per second for the irrigation of 185 acres in Section 7, Twp. 20, S. K. 30 E.W.M. to have its source in Main Silvies River and Foley Slough, and to be delivered through the Donovan ditch to the place of use, and it appearing to the Court that such finding and award is as to the source of supply erroneous for the reason that Foley Slough is some 20 miles downstream from the lands involved and that it would be a physical impossibility to divert water from Foley Slouth to said lands, and that the decree in this matter should be changed to show Main Silvies River as the source of supply.

And it further appearing that F. W. Triska and L. E. Hibbard, the owners of lands adjacent to the Donovan premises in Section 5, Twp. 23, S.R. 31 E.W. and the only persons directly affected hereby, have filed herein their acknowledgment of notice and consent to such

correction above mentioned, without further notice, now therefore

IT IS CONSIDERED, ORDERED AND DECREED That the decree of this Court in the above entitled matter be corrected to show Main River, Foley Plough and waste water from membold Ditch as the source of water for the irrigation of 26 acres in SW4NW4 Section 5, Twp.23 S.R.31 E.W.M. the property of the late Tim Donovan, and that said decree be further corrected to show Main Silvies River as the sole source of supply for waters for the irrigation of the premises of the late Tim Donovan in Section 7, Twp. 20 S.R. 30 E.W.M.

AND IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED That the clerk of this court be and he is hereby authorized and directed to make the corrections herein ordered upon the records

of this court in his custody and possession.

W. W. Wood Circuit Juage.

Filed Oct. 21, 1931. Wm. M. Carroll, Clerk.

MAR 27 1958

STATE ENGINEER
SALEM, OREGON

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Dixon, Tary Ellan Burns, Oregon. Dodge, M. V.	1886		160	Irrigation	Dixons	Pain	40 acres in NEANE (Lot 11) 40 acres in SEANE (Lot 11) Section 7, 40 acres in NWANW 40 acres in SWANW 4 Section 8
	_						T. 23 S.H. 31 H.W.M.
Donovan, Tim.	1906	0.33	26	Irrigation	Farre slough	Main River,	26 acres in SW4NW4 Section 5, T. 23 S.R. 31 E.W.M.
	1895	3.08	185		Donovan	Main Foley	20 acres in NEINE
ice can by			, to és	A.2) (- \		Slough National National	25 acres in SEINEI 20 acres in SEISWI 10 acres in NEISEI 40 acres in NWISEI 35 acres in SWISEI Section 7, T. 20 S.R. 30 E.W.M.
Duncam, Robert M. (See Vol. 10 - Page 215, Decree on Mandate)		gar e i					
Dunten, Thomas F. Canyon City, Oregon	1886	3,38	203	Irrigation	Laycock #2	Scotty Creek	40 acres in NEINEA 40 acres in SENEA 15 acres in NEISEA 35 acres in NWISEA 5 acres in SWISEA Section 28, 30 acres in SWISWA 33 acres in SEISWA Section 22,
							5 acres in SW2SE2 Section 21, T. 16 S.R. 30 E.W.M.
	1886	0,11	65。′	Irrigation	Laycock #3	Scotty Creek	15 acres in NE NW 1 40 acres in NW 1NW 1 10 acres in SW 1NW 2 Section 27, T. 16 S.R. 30 E.W.M.
	1886	2.17	130	Irrigation	Upper Scotty	Scotty Creek	5 acres in NE4NW4 Section 33, 15 acres in SE4SW4 15 acres in NE4SE4 5 acres in NW4SE4 35 acres in SW4SE4 Section 28, 30 acres in SE4NW4 25 acres in SE4NW4 Section 27, T. 16 S.R. 30 E.W.M.
	1886	0.67	40 . ′	Irrigation	Laycocks Jack Creek	Jack Creek	15 acres in SW4SE4 25 acres in SE4SE4 Section 21, T. 16 S.R. 30 E.W.M.
	1886	0.67	40 [†]	Irrigation	Laycock #4	Scotty Creek	15 acres in NE SW 2 5 acres in NW 2 SW 2 20 acresin NW 2 SE 2 Section 23, T. 16 S.R. 30 E.W.M.
							SILVIES RIVER - 70.
				148			

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
				•.			
Dunten, Thomas F.	1886	•42	25	Irrigation	Laycock	Scotty	10 acres in NW4NW4
(Continued) Grand					#1	Creek	Section 33, 15 acres in SEISWI Section 28, T. 16 S.R. 30 E.W.M.
	1886	1.25	75 /	Irrigation	Lower Scotty	Scotty Creek	10 acres in Nwinei 25 acres in Neinwi Section 27, 40 acres in Swiswi Section 23, T. 16. S.R. 30 E.W.M.
Eberle, J. A. Burns, Oregon.	1890	•64	51.45	Irrigation	Eberle #1	Embree Slough	24.04 acres in NW NW (Lot 4) 27.41 acres in SW NW (Lot 5) Section 6.
	1903	1.36	109.44	and the second	tti	~~ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	T. 24 S.R. 32 E.W.M. 40.22 acres in NENE (Lot 4 40.67 acres in NWNE (Lot 5 29- acres in SENE
	1903	.13	11,	11	n	"	Section 1,
·	(NOTE: L	ot 5, Sec	6. is	also irrigate	d by Eberl	e Ditch #2]	T. 24 S.R. 31 E.W.M.
	1901	•50	40	Irrigation	Eberle #2	Embree Slough	40 acres in SENWA Section 6, T. 24 S.R. 32 E.W.M.
	1890	1.78	142	Irrigation	Eberle #3	Embree slough	40 acres in NE ₂ SW ₂ 29.78 acres in NW ₂ SW ₂ (Lot 6) 32.33 acres in SW ₂ SW ₂ (Lot 77 40 acres in SE ₂ SW ₂ Section 6, T. 24 S.R. 32 E.W.M.
Seneca, Oregon. Grand Comments of Manager 215 - Decree on Man	1902	2.672	160	Irrigation	Exworthy	Ben Asbin or Swicher Creek	40 acres in Swanwa 40 acres in SEANWA 40 acres in NWASWA 40 acres in SWASWA
oag C 215 — Decree on Mon	dete						Section 15, ~ T. 16 S.R. 31 E.W.M.
Finke, Paul T. Burns, Oregon.	1902	.33	20 . & 3	Irrigation	Finke #2	Beaver or Hay Creek	Section 14, to 20 S.R. 29 E.W.M.
							Section 11. 25 acres in NWANE 26 acres in NEANWA 7 acres in SEANWA Section 14. T. 20 S.R. 29 E.W.M.
/ry, George / Burns, Oregon.	1889	.25	15	Irrigation	Fry & Matney ditches	Spring Creek	15 acres in NEINEI Section 11, T. 21 S.R. 28 E.W.M.
Harrey.	1900	1.25	75	Irrigation	dams & ditches	Spring Creek	10 acres in SWANEA 15 acres in SEANEA 5 acres in NEASWA 25 acres in SWASWA 10 acres in SEASWA 10 acres in NWASEA Section 11, T. 21 S.R. 28 E.W.M.
				149			SILVIES RIVER - 71

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
Fry, George (Continued)							Section 11, T. 21 S.R. 28 E.W.M.
Garrett, John H. Burns, Oregon.	1900	3.00	180	Irrigation	Skull Creek	Emigraz & Skull Creek s	
	1886	3.58	215	Irrigation	Dams & ditches	Hay and Emigrant Creeks	36 acres in NE SE 31 acres in NW SE 34 38 acres in SW SE 36 40 acres in SE 35E 36 Section 22, 15 acres in SW NW 37 35 acres in SW SW 38 35 acres in SW SW 38 35 acres in SW SW 38 36 Section 23, T. 20 S.R. 29 E.W.M.
	must first	be used	and H	Irrigation h Paul T. Finke ay Creek only : right in Hay C	for lack of	water nee	led.
George, Adam F. B. and Mary I. Lawen, Oregon.	1891	1.79 6.63	143	Irrigation	George	Main	40 acres in NELSEL 40 acres in SELSEL 28 acres in SWLSEL 35 acres in NWLSEL Section 25, 40 acres in NELNWL 10 acres in NWLNWL Section 36, T. 25 S.R. 32 E.W.M.
Glaze, Ann Dora Templeton, Warren, Maggie and Prime Glaze, Prineville, Oregon. By Ethel Glaze	1895	2,00	160	Irrigation	McGee Slough	Main & McGee slough	40 acres in NE ₂ SW ₂ 40 acres in SE ₂ SW ₂ 40 acres in SW ₂ SW ₂ 40 acres in NW ₂ SW ₂ Section 8, T. 24 S.R. 31 E.W.M.
Goodman, W. Austin	Jeansters Chy, May 1	0.34 d - See	1	Irrigation Val. 2 = 12/ 1 2 F 444	Slough s dams, Goodman ditch	North Warm springs	8 acres in NE ₄ SE ₄ 19 acres in SE ₄ SE ₄ Section 26, T. 23 S.R. 30 E.W.M.
	1886	1.50	120	Irrigation	Small ditches	South and Middle Warm springs	40 acres in SW1SW1 40 acres in SE1SW1 40 acres in SW1SE1 Section 36, T. 23 S.R. 30 E.W.M.
	1893	0.32	25	Irrigation	South Warm sprin	South igs Warm sp	rings SILVIES RIVER - 72

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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
Goodman, W. Austin (Continued)		,		-			25 acres in NEINEI(Lot 1) Section 2, 1 T. 24 S.R. 30 E.W.M.
Graves, Davis S. Estate By Ethel B. Graves Lowen, Oregon.	1900	4.00	319.94	Irrigation	Graves and Crowley	Main	9.94 acres in NE SW4 (Lot 30 acres in SW4SW4 20.50 acres in W2 SE4SW4 (Lot 4) 19.50 acres in E2 SE4SW4 (Lot 5) 40 acres in NE SE4 40 acres in SW4SE4 40 acres in NW4SE4 Section 26, 40 acres in NEANE4 40 acres in NEANE4 Section 35, T. 25 S.R. 32 E.W.M.
	1900	10.45	836.20	Irrigation	Overflow	Main & Malheur Lake	6 acres in SEANEA (Lot 26 acres in NELSEA 24 acres in NWASEA 38 acres in SWASEA 39 acres in SEASEA Section 34, 29 acres in SWANEA 20 acres in SEANEA 20 acres in SWANWA (Lot 28 acres in SEANWA 40 acres in NELSWA 40 acres in NWASEA 40 acres in NWASEA 40 acres in SWASEA 40 acres in SWASEA 40 acres in SWASEA 40 acres in SWASEA 35 acres in NWASEA 40 acres in SWASEA 36 acres in NWASEA 36 acres in NWASWA Section 35, 22 acres in NWASWA 36 acres in NWASWA
Graves, Ethel B.	1909	0.36		I rrigation	Graves	Main	40 acres in NE NW (Lot 25.40 acres in SWANW (Lot 25.40 acres in SWANW (Lot 2.40 acres in NW NE (Lot 2.40 acres in SWANE (Lot 2.40 acres in SEANW (Lot 2.40 acres in NE SEANW (Lot 3.40 acres in NE SEANW (Lot 4.40 acres in NE SEANW (Lot 4
Lowen, Oregon.					and Crowley		22 acres in NWINWI(Lot 1) Section 35, T. 25 S.R. 32 E.W.M.
Gray, P. H. & M. E. Lawen, Oregon. Greeley George W (See Vol 10, page 216; Decree on Mandate)	1890	1.00	80	Irrigation	sloughs	Mai n	40 acres in NETSWT 40 acres in SETSWT Section 8, T. 25 S.R. 32½ E.W.M.

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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
Hagey, Flora Burns, Oregon.	1882	0.28	22	Irrigation	Hagey	Thousand springs and Curry	2 acres in SWASEA Section 10, 16 acres in NWAMEA 3 acres in SEANEA 1 acre in NEANWA(Lot 8) Section 15, T. 22 S.R. 30 E.W.M.
Hankins, C. C. Seneca, Oregon.	190€	0.50	30	Irrigation	Hankins	Camp Creek	8 acres in NE SW. 14 acres in NW SE. 8 acres in SE SE. Section 32, T. 17 S.R. 31 E.W.M.
Hankins, G; W. Seneca, Oregon.	1908	0.64	38	Irrigation	Hankins	Flat Creek	8 acres in NETNWA 10 acres in SEZNWA 20 acres in NETSWA Section 22, T. 18 S.R. 31 E.W.M.
Hankins, G.W. & J.P. (Hankins Bros.) Seneca, Oregon.	1888	1.08	65	Irrigation	Hankins Bros.	Flat Creek	3 acres in NW4SW4 7 acres in SW4SW4 15 acres in S E4SW4 5 acres in SW4SE2 20 acres in SE4SE4 Section 15, 15 acres in NE4NE4 Section 22, T. 18 S.R. 31 E.W.M.
Hanley, William Co., a corporation Burns, Oregon.	1896	1.84	110 °	Irrigation	Huff dams & sloughs	Main & Cotton- wo od	20 acres in NWANEZ 20 acres in SWANEZ 30 acres in SEANWA 40 acres in NEZSWA Section 1, T. 18 S.R. 31 E.W.M.
The William Hanley Company, By W.D. Hanley, Pres. Burns, Oregon.	1888	0.25	20	Irrigation	Dams & ditches & Hanley & Upper Westside	Foley slough and East Fork Silvies	5 acres in NELNW1 15 acres in NW1NW1 Section 21,
	1886	11.00		Irrigation	Hanley Upper & West side	East Fork Silvies	25 acres in SWanEa 38 acres in NEANWA 35 acres in NWANWA 40 acres in SEANWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in SWASWA 40 acres in NWASWA 25 acres in NEASEA 40 acres in SWASEA 40 acres in SEASEA Section 21,
				152			,

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
The William Hanley Company (Continued)							20 acres in NE NW 40 acres in SW NW 40 acres in SE NW 40 acres in SE SW 40 acres in SE SW 40 acres in SW SW 40 acres in SW SW 40 acres in NW SW 40 acres in NW SW 40 acres in NE SE 40 acres in NW SE 40 acres in NW SE 40 acres in SW SE 40 acres in SE 5 acres
	1886	30.63	2450	Irrigation to had alph	dams & ditches Hanley Upper	Foley slough and East Fork Silvies	40 acres in NEANEA 40 acres in NWANEA 25 acres in SWANEA 20 acres in SEANEA 30 acres in NEANWA 15 acres in NEASEA Section 21,
							40 acres in NELNEL 40 acres in SELNEL 40 acres in SWANEL 40 acres in NELNWA 40 acres in SELNWA 40 acres in SWANWA 40 acres in SWANWA 40 acres in NELSWA 40 acres in NELSWA 40 acres in NELSWA 40 acres in NELSWA 40 acres in NELSEA
							40 acres in SELSE2 40 acres in SW4SE2 40 acres in NW4SE2 Section 22, 27 acres in NEANE2 30 acres in SEANE2
· · · · · · · · · · · · · · · · · · ·							20 acres in SWANEA 30 acres in NWANEA 35 acres in NEASEA 30 acres in SEASEA 40 acres in NWASEA 40 acres in NEASWA 40 acres in SEASWA 40 acres in SWASWA
							40 acres in NW\(\frac{1}{4}\)SW\(\frac{1}{4}\) 40 acres in SE\(\frac{1}{4}\)N\(\frac{1}{4}\) 40 acres in SW\(\frac{1}{4}\)N\(\frac{1}{4}\) 40 acres in NW\(\frac{1}{4}\)N\(\frac{1}{4}\) Section 23, 40 acres in NE\(\frac{1}{4}\)S\(\frac{1}{4}\)
							40 acres in SE2SW2 40 acres in SW2SW2 40 acres in NW2SW2 Section 24, 40 acres in NE2NE2 40 acres in SE2NE2 40 acres in SW2NE2 40 acres in NW2NE2
							40 acres in NELSEL 40 acres in SELSEL 40 acres in SWLSEL 40 acres in NELSWL 40 acres in SELSWL 40 acres in SELSWL 40 acres in SWLSWL
				153			40 acres in NW4SW4 SILVIES RIVER - 75.

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
The William Hanley Company (Continued)							40 acres in NEANWA 40 acres in SWANWA 40 acres in NWANWA 40 acres in NEANEA 40 acres in NEANEA 40 acres in SEANEA 40 acres in NWANEA 40 acres in NWANEA 5ection 26, 40 acres in NEANWA 40 acres in NEANWA 40 acres in NEANWA 5ection 26, 80 acres in NEANWA 80 acres in SEANWA
	1886	•525	88	Irrigation	Dama & ditches	Foley slough and East Fork	Section 21, Section 21, 13 acres in NE NE 1 10 acres in SENE 1 20 acres in SW NE 1 10 acres in NW NE 1 10 acres in NE 2 10 acres in NE 2 10 acres in SE 2 Section 23,
		ianley Dra	ain Dit	Irrigation ch was taken sources of i		slough East Fork Silvies	40 acres in SWANWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in SWASWA 40 acres in NWASWA Section 26, 40 acres in NEANEA 40 acres in SWANEA 40 acres in SWANEA 40 acres in NWANEA 20 acres in NEASEA 30 acres in SEASEA 40 acres in SWASEA 40 acres in NEASWA 40 acres in SWASWA 40 acres in SWASWA 40 acres in NWASWA 40 acres in NEASWA 40 acres in NWASWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA 5ection 35,
	1886	.20	35	Irrigation	Dams & ditches Henley Upper & Hanley	Foley Slough East Fork Silvies	20 acres in NE SE SE SE Section 35,
	1886	1.00	80	Irrigation	Hanley Upper	East Fork Silvies River	40 acres in NE NE 40 acres in NW NE 2 Section 27,
	1886	2.15	170	Irrigation	Hanley Upper & Hanley Drain	East Fork Silvies River	40 acres in SWANEA 40 acres in SEANEA 35 acres in NEASEA 40 acres in NWASEA 15 acres in SEASEA Section 27, T. 23 S.R. 31 E.W.M.
				er sources of	irrigation.		SILVIES RIVER - 76.

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
The William Hanley Company (Continued)	1900	3.87	309.5	Irrigation	Dams	Main & Foley Slough	37 acres in SW4SE4 33 acres in SE4SE4 Section 32, T. 22 S.R. 31 E.W.M. 38.5 acres in NE4NE4 40 acres in SW4NE4 40 acres in SE4NE4 26 acres in NE4NW4 10 acres in SW4NW4 40 acres in SW4NW4 5 acres in SE4NW4 5 acres in SE4NW4 Control of the control of
	1886		!	Irrigation	Hanley Co. dam & other ditches	Main and West Fork	40 acres in NE NE 2 32 acres in NW NE 2 32 acres in SE NE 2 40 acres in SE NW 2 40 acres in SE NW 2 40 acres in NE NW 2 40 acres in NE SW 2 40 acres in NE SW 2 40 acres in NE SW 2 40 acres in NW 3 50 acres in NW 3 60 acres in NW 3 70
				155			SILVIES RIVER - 77.

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
The William Hanley Company	1886	10.93	874.53	Irrigation	Ditch & dams	East Fork Silvies	40 acres in SWINWI 40 acres in SEINWI Section 2,
(Continued)						sloughs	46.6 acres in NE NE (Lot 47.3 acres in NW NE (Lot
							40 acres in SWANE 40 acres in SEANE
							48.22 acres in NETNW4 (Lot 49.41 acres in NW4NW4 (Lot
							40 acres in SWANWA 40 acres in SEANWA 40 acres in NELSWA 40 acres in SEASWA 40 acres in SWASWA 40 acres in NELSEA 40 acres in NELSEA 40 acres in SEASEA 40 acres in SWASEA 50 acres in NELSEA 30 acres in NELNWA 30 acres in SEANWA 35 acres in NWANWA Section 11, T. 24 S.R. 31 E.W.M.
	1886	1.50	121 ; 171. ba	Irrigation	Dams & Head Gates	Main & W.Fork Silvies and sloughs	26 acres in NE4NW4 35 acres in SE4NW4 25 acres in NE4SW4 25 acres in SE4SW4 Section 22, T. 24 S.R. 31 E.W.M.
Hansen, H. J. Burns, Oregon.	1877	1.00	80	Irrigation	Sweek	Main	40 acres in NW1NE1 40 acres in SW2NE2 Section 18, T. 23 S.R. 31 E.W.M.
· · · · · · · · · · · · · · · · · · ·	1899	1,00	80	Irrigation	Dams	Main Stream and Foley & Whiting sloughs	40 acres in NE NE Section 8, Section 8, T. 23 S.R. 31 E.W.M.
	1884	2.50	200	Irrigation	Dams	Main Stream Foley & Whiting sloughs	40 acres in NWANEA 40 acres in SWANEA 40 acres in NEANWA 40 acres in SEANWA 40 acres in NWZSEA Section 8, T. 23 S.R. 31 E.W.M.
Hardesty, Nellie L. Burns, Oregon.	1883	0.90	54	Irrigation	J.L.Cross	Trout Creek and Small streams	24 acres in SWANEA 30 acres in SERNWA Section 7, T. 20 S.R. 32 E.W.M.
							SILVIES RIVER - 78.
				156			

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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
Harkey, LenaB. Burns, Oregon.	1886	2.00	160	Irrigation	Sweek	Main	40 acres in NE SW 4 40 acres in SE SW 4 40 acres in SW 5SW 4 40 acres in NW 4SW 4 Section 6, T. 23 S.R. 31 E.W.M.
Harkey, Mrs. Mary J. Burns, Oregon.	1886	2.00	160	Irrigation	Harkey	Main	40 acres in NE ₄ SE ₄ 40 acres in SE ₄ SE ₄ 40 acres in SW ₄ SE ₄ 40 acres in NW ₂ SE ₄ Section 6, T. 23 S.R. 31 E.W.M.
Harney Valley Dam Ditch and Irrigation Co., a corporation by Simon Lewis, Pres. Burns, Oregon. 3 2 2 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	1886 5 m 5 E 5 E 5 E 5 E	14.30	144.13	Irrigation	H.V.D.D. and I. Co. East		16 acres in NWISWI 40 acres in SWISWI 37 acres in SEISWI Section 24, 33 acres in NEINWI 40 acres in NWINWI 36 acres in SEINWI Section 25, (Owned by Henry Vulgamore, successor in interest to Melvin Fenwick) 40 acres in SWINWI 40 acres in NEISWI 61.9 acres in WISWI 25 acres in NWISEI 40 acres in SEISWI 25 acres in NWINEI 25 acres in SEISWI 25 acres in SEISWI 26 acres in NWINEI 27 acres in SWINEI 28 acres in NWINEI 38 acres in NWINEI 40 acres in SEINEI Section 36, (Owned by J.C.Foley) 47.47 acres in NEINEI Section 26, (Owned by Pacific Livestocl Company.) 15.75 acres in NEISWI 29 acres in NEISEI 29 acres in NWISEI 38.58 acres in SWINEI 20 acres in SEINEI 38.58 acres in SWINEI 40 acres in SEINEI 38.58 acres in SWINEI 40 acres in SEINEI 38.58 acres in SWINEI 40 acres in SEINEI 40 acres in SEINEI 50 acres in NEISEI 50 acres in NEISEI 51 acres in NEISEI 52 acres in NEISEI 53 acres in NEISEI 54 acres in SWINEI 55 acres in SWINEI 56 acres in NEISEI 57 acres in NEISEI 58 acres in SWINEI 58 acre
	<u> </u> 			A tom			SILVIES RIVER - 79.
				157			

Name and Postoffice Address	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Harney Valley Dam Ditc and Irrigation Co., (Continued)	h (Land in S	ection fi		o irrigated fr			40 acres in SW\(\frac{1}{2}\)SW\(\frac{1}{2}\) 40 acres in SE\(\frac{1}{2}\)SW\(\frac{1}{2}\) 40 acres in SE\(\frac{1}{2}\)SE\(\frac{1}{2}\) Section 5, T. 23 S.R. 31 E.W.M.
Harney Valley Dam Ditch and Irrigation Co.	n 1886	4.62	369 ~	Irrigation	H.V.D.D. & I.Co. West	Main Savage Slough	32.5 acres in NWANE (Lot) 35.6 acres in SWANE (Lot) 30 acres in NEANWA
	·						16 acres in SENW. 40 acres in NEZSE. 35 acres in NW.SE. 37 acres in SEZSE. Section 26, (Owned by M.B. Hayes successor in interest of Ora Hill)
							10.6 acres in NEANWA (Lot 18 acres in NWANWA 16 acres in SWANWA 29.3 acres in ZEANWA (Lot 34 acres in NWASWA Section 23, T. 22 S.R. 30 E.W.M. (Owned by Henry Vulgamore
Harney Valley Improve- ment Company, By Wm. Hanley, Pre Burns, Oregon.		2,00	160	5,3	Dams	Poison Creek	40 acres in NEANE 40 acres in SEANE 40 acres in SWANE 40 acres in NWANE 40 acres in NEAN ACRES A
	1909	1.00	80				40 acres in NEINWI 40 acres in NWINWI (Under contract of sale to Frank Whiting)
	1909	2,00	160				40 acres in NE SW 40 acres in SETSW 40 acres in SW 5W
	1909	1.00	80				40 acres in SENW 40 acres in SWANW 40 (Under contract of sale to James Smith)
,	1909	2.00	160				40 acres in NE 4SE 4 40 acres in SE 5E 4 40 acres in SW 5E 4 40 acres in NW 5E 4 (Under contract of sale to John H. Culp) Section 3, T. 23 S.R. 31 E.W.M.
				158			SILVIES RIVER - 80.

, 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
Harney Valley Improvement Co., (Continued)	1887	4.00	320	Trrigation	Dams & ditches	Foley slough and Silvies	40 acres in NEANEA 40 acres in SEANEA 40 acres in SWANEA 40 acres in NWANEA 40 acres in NEASEA 40 acres in SEASEA 40 acres in SWASEA 40 acres in NWASEA 50 acres in NWASEA (Under contract of sale to Wm.McLaren and Davie McLaren)
	1901	8.00	640	Irrigation	Dems	Foley slough and silvies	40 acres in NE NE 1 R 1 40 acres in SE 1 R 1 (Under contract of sale to Walter E. Struck)
							40 acres in NWANE4 40 acres in SWANE4 40 acres in MEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA (Under contract of sale to L.E. Hibberd)
				,			40 acres in NE SW 4 40 acres in SE SW 4 40 acres in SW 5 SW 4 40 acres in NW 5 SW 4
							40 acres in NE SE (SE) 40 acres in SE SE) (Under contract of sale to Geo. Whiting)
· · · · · · · · · · · · · · · · · · ·							40 acres in NW\(\frac{1}{4}\)SE\(\frac{1}{4}\) 40 acres in SW\(\frac{1}{2}\)SE\(\frac{1}{4}\) (Under contract of sale to Charles Culp) Section 9, T. 23 S.R. 31 E.W.M.
	1883	8,00	640	Irrigation	Pt. og div. c.	Silvies and West Fork	40 acres in NE NE 4 40 acres in SE NE 4 40 acres in SWANE 4 40 acres in NWANE 4 40 acres in NE SE 4 40 acres in SE SE 4 40 acres in SWASE 4 40 acres in NE SWA 40 acres in NE SWA 40 acres in SE SWA 40 acres in SE SWA 40 acres in SWASE 4 40 acres in SE SWA 40 acres in SWASE 4 40 acres in SWASE 4
						,	40 acres in NEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA Section 19, T. 23 S.R. 31 E.W.M.
/ Hass, R.L. Narrows, Oregon.	1895	0.77	46	Irrigation	Hass &	Poison Creek	6 acres in SWANWA (Lot 2) 12 acres in SEANWA 6 acres in NEANWA Section 18, T. 21 S.R. 31 E.W.M.
				159			SILVIES RIVER - 81.

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
Hass, R.L. (Continued)							2 acres in SENEL Section 13, T. 21 S.R. 30 E.W.M. 8 acres in NWLSEL 12 acres in SWLSEL Section 7, T. 21 S.R. 31 E.W.M.
Hayes, Belle Lawen, Oregon.	1906	.875	70	Irrigation	Ditches sloughs and Levees	Main	10 acres in NE SW 15 acres in SW SW 15 acres in NW SW 15 acres in NW SW 15 acres in NE SE 16 acres in SE SE 10 acres in SE SE 17 Section 27, T. 24 S.R. 32 E.W.M.
Hayes, Edith Lawen, Oregon.	1906 1306	1.05	95	Irrigation	Belle Hayes exten- sion	East Fork Silvies	40 acres in NELNEL 10 acres in NWINEL 40 acres in SELNEL 5 acres in NELNWI Section 35, T. 24 S.R. 32E.W.M.
Hayes, Izora S. Lawen, Oregon. (Scott Hayes B. H. Buck, N.V. Buck Ora Hayes Othniel a Merele Hayes,	1887	1.20	96	Irrigation	dams and sloughs	Fast Fork of main	32 acres in NWanea 24 acres in SWanea 25 acres in NWaSEa 15 acres in SWaSEa Section 17, T. 25 S.R. 322 E.W.M.
successors in interest)	1887	.35	56	Irrigation	Dams and sloughs	East Fork of main	16 acres in SwinE2 15 acres in NwiSE2 25 acres in SwiSE2 Section 17, T. 25 S.R. 322 E.W.M.
Hayes, Marcellus B. Lawen, Oregon.	1886	3.22	257	Irrigation	Dams & sloughs	East Fork of main	26 acres in NE NE 2 34 acres in SE NE 2 40 acres in NE SE 2 25 acres in SW SE 2 25 acres in SW SE 2 25 acres in SW SE 2 36 acres in NW NW 2 30 acres in SW NW 2 30 acres in SW SW 2 35 acres in SW SW 2 Section 35, T. 24 S.R. 32E.W.M. (L. Bailey Hayes, transferror of lands in section 35)
	1886	1.63	130	Irrigation	dams; ditches sloughs and levees	East fork of Main	25 acres in NE
				160			

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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
Hayes, Marcellus B. (Continued)	1900	3.88	310	Irrigation	Dams, ditches sloughs and levees	East Fork of Main	35 acres in SW1SW2 40 acres in SE2SE2 Section 22, 40 acres in NE2NE2 40 acres in SE2NE2 40 acres in SW2NE2 40 acres in NW2NE2 40 acres in NW2NE2 40 acres in NW2NW2 25 acres in SE2NW2 Section27, T. 24 S.R. 32 E.W.M.
Hayes, Scott Lawen, Oregon.	1886	1.78	142	Irrigation	Dams, sloughs levees and ditches	East Fork Main	30 acres in SWANEA 20 acres in NWANWA 37 acres in SWANWA 30 acres in SEANWA 25 acres in NWASEA Section 34, T. 24 S.R. 32 E.W.M.
Helmick, David E. Canyon City, Oregon. (Chas. D. Helmick successor in interest)	1904	1.27	76	Irrigation	Jack Creek #1,2,3, & dipping tank ditches	Jack and dipping creeks.	Section 19, 12 acres in SW\(\frac{1}{2}\)SW\(\frac{1}{2}\)Section 20, 37 acres in NE\(\frac{1}{2}\)N\(\frac{1}{2}\) 17 acres in N\(\frac{1}{2}\)N\(\frac{1}{2}\)Section 29, T. 16 S.R. 30 E.W.M.
	1888	0.17	10	Irrigation	Scotty Creek		10 acres in NW4NE4 Section 28, T. 16 S.R. 30 E.W.M.
	right cer	ificate 28, T	is alr	Irrigation Sec. 28, not eady issued, a	nd lands cl	aimed in	10 acres in SW4SW4 15 acres in SE4SW4 Section 21, 10 acres in NW4NE4 32 acres in NW4NE4 Section 28, T. 16 S.R. 30 E.W.M.
Henderson, James H. Narrows, Oregon.	1887	2.00	160	Irrigation		Main Stream and alough	40 acres in NW4NW4 40 acres in SW4NW4 Section 17, 40 acres in NE4NE4 40 acres in SE4NE4 Section 18, T. 25 S.R. 322 E.W.M.
Hendricks, Glen O. Lawen, Oregon.	1891	2.06	164.6	Irrigation	Ditches dams, sloughs	West branch of Silvies	42.3 acres in NE NW (Lot 1 42.3 acres in SE NW (Lot 2 Section 30, T. 25 S.R. 32 E.W.M. 40 acres in NE NE (A) 40 acres in SE (A) 5 Section 25, T. 25 S.R. 32 E.W.M.
			į	161			SILVIES RIVER - 83.

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
Hendricks, J. R. Lawen, Oregon.	1890	2.00	160	Irrigation	Natural sloughs and dams	East Fork Silvies	40 acres in NW\(\frac{1}{4}\)SW\(\frac{1}{4}\)(Lot 1) 40 acres in NE\(\frac{1}{4}\)SW\(\frac{1}{4}\)(Lot 2) 40 acres in SE\(\frac{1}{4}\)SW\(\frac{1}{4}\)(Lot 7) 40 acres in SW\(\frac{1}{4}\)SW\(\frac{1}{4}\)(Lot 8) Section 20, T. 25 S.R. 32\(\frac{1}{2}\)E.W.M.
Hendricks, J. R.	(See John	L. Sitz					_
Herburger, Anna C. Seneca, Oregon.	1902	2.37	142	Irrigation	Eddington	Eddington Creek	40 acres in SW1NE1 40 acres in SE1NE1 Section 13, T. 16 S.R. 30 E.W.M.
							30 acres in SW4NW4 32 agres in SE2NW4 Section 18, T. 16 S.R. 31 E.W.M.
Herburger, B. C. Seneca, Oregon.	1902	3.00	180	Irrigation	Jones Creek	Jones Creek	40 acres in NE 4SE 4 40 acres in NW 4SE 4 Section 13, T. 16 S.R. 30 E.W.M.
							30 acres in NE\(\frac{1}{4}\)SW\(\frac{1}{4}\) 40 acres in NW\(\frac{1}{4}\)SW\(\frac{1}{4}\) 30 acres in NW\(\frac{1}{4}\)SE\(\frac{1}{4}\) Section 18, T. 16 S.R. 31 E.W.M.
	1900	2.00	160	Irrigation	Scotty and Little Scotty Creek	Scotty and Little Scotty Creek	40 acres in NE
Hughet, I. N. Burns, Oregon.	1889	2.00	160	Irrigation	Natural slough and ditches and Levees	Silvies River	40 acres in NEINWI 40 acres in NWINWI 40 acres in SWINWI 40 acres in SEINWI 5 Section 19, T. 24 S.R. 31 E.W.M.
H. C. Herburger, Continued							30 acres in SW2SW2 30 acres in SE2SW2 30 acres in SW2SE2 Section 18, T. 16 S.R. 31 E.W.M.
Hibberd, L. E. Burns, Oregon.	1900	0.38	30	Irrigation		Foley and Newman aloughs	30 acres in NW1NW1(Lot 4) Section 5, T. 23 S.R. 31 E.W.M.
Hill, Joseph H. Burns, Oregon.	1892 /- 1837	4.00	320 -	Irrigation	Hill	East Fork Silvies	40 acres in SW4SE4 40 acres in SE4SW4
Modified by Supreme Court, See Vol. 10, page 215.	(30 acres	in NE <mark>i</mark> NW	also	irrigated from	m Mars ditc		40 acres in NEANWA 40 acres in SWANWA 40 acres in SEANWA 40 acres in NEASWA
to be seen and	1909	1.00	80				40 acres in NW SE 40 acres in SE SE 40 acres in SE 45 E 40 acres in SE 45 E 45 E 46 E 46 E 46 E 46 E 46 E 46
				462			T. 24 S.R. 32 E.W.M. SILVIES RIVER - 84.

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
Hill, Joseph H. Burns, Oregon. (Continued)	189 3		130.68 // . /	Irrigation	Marrs Co.	Main	40 acres in SW1NE14 40 acres in SE1NW14 35 acres in NE12SW14 38.47 acres in SE1SW14(Lot: Section 1, 30 acres in NE12NW14(Lot 4) Section 12, T. 24 S.R. 31 E.W.M.
Hoff & Perry (William Hoff & J. B. Perry) Seneca, Oregon.	1887	1.75	140	Irrigation	Hoff	Main	20 acres in SELSWL 40 acres in SWLSEL Section 1, 20 acres in NELNEL 40 acres in NWLNEL 20 acres in SWLNEL Section 12, T. 18 S.R. 31 E.W.M.
Holgate, D.L. Canyon City, Oregon.	1888	1.90	92	Irrigation	Stone & Timmons	Main	5 acres in NE4SW4 18 acres in SE4SW4 37 acres in NE4SE4 20 acres in NW4SE4 12 acres in SW4S E4 Section 5, T. 16 S.R. 30 E.W.M.
Hopper, E. Seneca, Oregon.	1904	0.09	25	Irrigation	E.Hopper and Reservoir	Poison Creek	10 acres in SW4SW4 10 acres in SE4SW4 Section 4, 5 acres in NW4NW4 Section 10, 5. acres in NW4NE4 Section 9, T. 18 S.R. 32 E.W.M.
Hopper, John L. Seneca, Oregon.	1904	2.09	125	Irrigation	J.L. Hopper	Hall and Thorn Creek	20 acres in NW4NW4 25 acres in SW2NW4 40 acres in SE4NW4 Section 26,
	1888	1,92	115		John L. Hopper Ditches	Flat Creek and Payne Creek	10 acres in SE4NE4 15 acres in NE4SW4 15 acres in NE4SE4 20 acres in NW4SE4 Section 17, 5 acres in SW4NW4 5 acres in SE4NW4 15 acres in NE4SW4 15 acres in NW4SE4 Section 16, T. 18 S.R. 31 E.W.M.
Hotchkiss, Hull, Burns, Oregon.	1901		50	Irrigation	dams and sloughs	Emigrant and Hay creeks	25 acres in NE1NE1 Section 27, 25 acres in NW1NW1 Section 26, T. 20 S. R. 29 E.W.M.
				163			SILVIES RIVER - 85.

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
			_				
Hotchkiss, Hull (Continued)	1891		80	Irrigation	Hotchkiss	Main	5 acres in NE SE SE SE SECTION 25, T. 23 S.R. 30 E.W.M.
	1886		110	Irrigation	Dams and ditches	Emigrant creek and Yellow Jacket Creek	20 acres in SWINWI 40 acres in NEISWI 20 acres in NWISWI 30 acres in SEISWI Section 22, T. 20 S.R. 29 E.W.M.
	1886		159.29	Irrigation	Hotchkiss	Mai n	40 acres in NE4NW4 39.62 acres in NW4NW4 39.67 acres in SW2NW4 40 acres in SE4NW4 Section 30, T. 23 S. R.31 E.W.M.
	1886		160	Irrigation	Hanley Mace Hothkiss	Main	40 acres in NE SW 4 40 acres in SE SW 4 40 acres in SW 4SW 4 40 acres in NW 4SW 4 Section 32, T. 23 S.R. 31 E.W.M.
	1886		160	Irrigation	Hanley Mace Hotchkiss	Main	40 acres in NE ₄ SE ₄ 40 acres in SE ₄ SE ₄ 40 acres in SW ₄ SE ₄ 40 acres in NW ₄ SE ₄ Section 32, T. 23 S.R. 31 E.W.M.
Howard, C.D.	(See Cale	donia Cul	p, Pred	lecessor in in	nterest)		
Howser, Thos. G. Harney, Oregon.	1883	1.98	158.24	Irrigation	Dams and Sloughs	E.Fork Silvies	40 acres in SEINE4 42.87 acres in NEINE4 (Lot 45.01 acres in NWINE4 (Lot 30.36 acres in SWINE4 (Lot Section 2, T. 24 S.R. 31 E.W.M.
Hudspeath, Green Estate, by Robert Hudspeath, Burns, Oregon. Julia A. Inman, Baker Wm. Hudspeath, Sumpter Wallace Hudspeath, Sumpter Georgia Hudspeath,	1888	2.17	173	Irrigation	Peoples	Main	46.5 acres in NE NE (Lot 1) 46.5 acres in NW NE (Lot 2) 40 acres in SENE (Lot 2) 40 acres in NE NE (Lot 2) Section 6.
Sumpter Mrs. Sallie A. Zivers, Lewison, Idaho.	•			,			SILVIES RIVER - 86.
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Name and Postoffice Address	Date of Relative	Amount Cubic Feet	Number	Tr.	Now - CDI	CI.	D
of Appropriator	Priority	Per Second	Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Huston, Walter E.	1687	2.00 1		Irrigation	Dams and ditches	Foley slough	40 acres in NE NW 4 40 acres in SE 4 SW 4 40 acres in SW 1 NW 4 40 acres in NW 4 NW 4 Section 15 T. 23 S.R. 31 E.W.M.
Iland, Dr. Minnie Lawen, Oregon.	(See Cary	and Mos	s, Pred	ecessors in i	nterest)		
/ Jackson, Frank, O. Burns, Oregon.	1903	0.90	72.26	Irrigation	Dams	Main and Poison slough	32.26 acres in SW4SW4 (Lot 40 acres in SE4SW4 Section 18, T. 23 S.R. 32E.W.M.
	1906	2.00	160	Irrigation	dams	Main and Poison Creek slough	40 acres in NE SE 4 40 acres in SE 5E 4 40 acres in SW 5E 5 4 40 acres in NW 5E 6 5 5ection 18, T. 23 S.R. 32 E.W.M.
Jenkins, John R. Princeton, Oregon.	1884	3.50	260	Irrigation	Jenkins	Sage hen Creek and spring	40 acres in SEANEA 40 acres in NEASWA 40 acres in NWASWA 40 acres in NEASEA 40 acres in SEASEA 40 acres in SWASEA 40 acres in NWASEA To 24 S.R. 30 E.W.M.
Johnson, Chas. J. Lawen, Oregon.	1888	1.5	120	Irrigation	Levee Dams ditches sloughs	East Fork of main	30 acres in NE NE (Lot 1) 30 acres in SE NE Section 6, 30 acres in NW NW (Lot 4) 30 acres in SW NW Section 5, T. 25 S.R. 32 E.W.M.
	1887	1.62	130	Irrigation	dams and ditches sbughs	Main	20 acres in NE ¹ ₄ SW ¹ ₄ 35 acres in SE ¹ ₄ SW ¹ ₄ Section 5, 35 acres in NE ¹ ₄ NW ¹ ₄ 40 acres in SE ¹ ₄ NW ¹ ₄ Section 8, T. 25 S.R. 32 ¹ ₂ E.W.M.
Johnson, Lloyd L. Lawen, Oregon.	1887	1.62	130	Irrigation	dams & di tches sloughs	E.Fork Mein	35 acres in NE NE 30 acres in SE NE 30 acres in SE NE 30 acres in NW NW 35 acres in SW NW 35 acres in SW NW 35 acres in SW NW 36 E. W.M. T. 25 S.R. 32 E.W.M.
				165			

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
Johnson, Dr. E.P. Burns, Oregon. (Successor in interes for this tand to Marcellus B. Hayes)	1886 t	1.65	132	Irrigation	Dams ditches sloughs & levees	East fork of main Stream	40 acres in SE2SW4 20 acres in SW4SE4 Section 27, 36 acres in NW4NE4 36 acres in NE4NW4 Section 34, T. 24 S.R.32 E.W.M.
Jones, Jennie Burns, Oregon.	1883		249.8	Irrigation Tachelory	Newman dam & slough	main & foley slough	20 acres in NEANEA 40 acres in NWANEA 40 acres in SWANEA 25 acres in SEANEA 40 acres in NEANWA 40 acres in NWANWA 40 acres in NWANWA 40 acres in SEANWA Clot Section 17, T. 23 S.R. 31 E.W.M.
Jordan, Daniel W. Lawen, Oregon.	1898	1.88	150	Irrigation	Jordan	E.Fork main	40 acres in NE SE 4 30 acres in NW4SE 4 40 acres in SW4SE 4 40 acres in SE SE 4 Section 9, T. 25 S.R. 32 E.W.M.
/ Kaufman, G.C.	1691	.32	100	Irrigation	sloughs and Adam George	W.Fork main	100 acres in SW2 Section 25, T. 25 S.R. 32 E.W.M. 50 acres in SW2 Section 25, T. 25 S.R. 32 E.W.M.
Keller, Ernest Canyon City, Oregon.	1901	0.34	2 0 °	Irrigation	Little Keller	Little Hay Creek	5 acres in Swanwa 15 acres in SEANWA Section 31, T. 15 S.R. 30 E.W.M.
	1899	1.42	85 [~]	Irrigation	North Keller	Ha y Creek	10 acres in NE SE 25 acres in NW SE 25 acres in NW SE 25 Section 31, 10 acres in NW SW 25 30 acres in NW SE 25 Section 32, T. 15 S.R. 30 E.W.M.
	1890	1.41	85	Irrigation	South Keller	H ay Creek	25 acres in NE ₄ SE ₄ 10 acres in NW ₄ SE ₄ Section 31, 15 acres in NE ₄ SW ₄ 20 acres in NW ₄ SW ₄ 15 acres in SW ₄ SE ₄ Section 32, T. 15 S.R. 30 E.W.M.
	1893	1.08	65 `	Irrigation	Lower Little Hay	Little Hay Creek	5 acres in SW4NE4 15 acres in SE4NE4 Section 31, 5 acres in SW4NE4 SILVIES RIVER - 88.

		namen NAMESSANIAN ANDREW WATER STANDARD					
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
Keller, Ernest (Continued)							25 acres in SW4NW4 15 acres in SE4NW4 Section 32, T. 15 S.R. 30 E.W.M.
	190 1	0.50	30	Irrigation	Upper Little Hay Creek	Little Hay Creek	10 acres in SWANEA 15 acres in SEANEA Section 31, T. 15 S.R. 30 E.W.M.
	1888	.42	25 ·	Irrigation	Hay Creek	Hay Creek	25 acres in SE SE To Section 32, T. 15 S.R. 30 E.W.M.
Keller, Margaret Canyon City, Oregon	189 5	0.62	50	Irrigation	Lower Sproul	Main	20 acres in NE SE SE SE SECTION 33, T. 15 S.R. 30 E.W.M.
	1902	0.19	15	Irrigation	Mosier	Main	15 acres in SW2SW2 Section 34, T. 15 S.R. 30 E.W.M.
Kelley, Marie Burns, Oregon.	1888	1.75	140	Irrigation	Peoples	Main & Chapman al ough	40 acres in NE NW4 35 acres in SE NW4 30 acres in SW4NW4 35 acres in NW4NW4 Section 8, T. 24 S.R. 31 E.W.M.
King, Samuel Burns, Oregon.	1885	0.97	58	Irrigation	King's ditches	Thou sa nd Spring Creek	3 acres in NE ₄ SE ₄ 5 acres in SW ₄ SE ₄ 28 acres in SE ₄ SE ₄ Section 33, 1 acres in NW ₄ SW ₄ 4 acres in SW ₄ SW ₄ Section 34, To 21 S.R. 30 E.W.M.
Koehler, Casper Mt. Vernon, Oregon.	1906	1.00	60 ¹	Irrigation	Green Glade	Shirt- tail Creek	7 acres in NEANEA Section 4, T. 22 S.R. 30 E.W.M. 10 acres in NEANEA 10 acres in SWANEA 10 acres in SEANEA 10 acres in NEASEA 10 acres in NEASEA 10 acres in NWASEA Section 17, T. 17 S.R. 31 E.W.M.
	1903	0.67	40 °	Irrigation	Koehler	Shirt- tail creek	15 acres in SW4SE4 15 acres in SE4SE4 Section 8, 10 acres in NE4NW4 Section 16, T. 17 S.R. 31 E.W.M. SILVIES RIVER - 89.

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
/ 29 W. Michigan St., Chicago, Ill.	1886	1.43	115	Irrigation	Korten Poison	Foley slough Poison Creek	35 acres in NW4SW4 35 acres in SW4SW4 30 acres in NE4NE4
forally .	1890	. 75	60	Irrigation		Foley Slough	5 acres in SW4SW4 5 acres in NW4SW4 40 acres in SE4SW4 10 acres in NE4SW4
	1895	2,38	190	Irrigation			40 acres in NWaNWa 40 acres in NEANWa 40 acres in SWaNWa 40 acres in SEANWa 30 acres in NE4SWa
	1907	3.62	290 Ff. 0	f div. change ese lands - Sp.O	1, for pa	Poison v Creek rt	10 acres in NE ₄ NE ₄ 40 acres in NW ₄ NE ₄ 40 acres in SW ₄ NE ₄ 40 acres in SE ₄ NE ₄ 40 acres in NW ₄ SE ₄ 40 acres in NW ₄ SE ₄ 40 acres in SE ₄ SE ₄ 5ection 14, T. 23 S.R. 31 E.W.M.
Leonard, C. H. Burns, Oregon.	1900		260	Irrigation	Jordan	E.Fork Silvies	40 acres in NELSWA 40 acres in SELSWA 40 acres in SWASWA 40 acres in NWASWA Section 10, 10 acres in NWANEA 40 acres in SWANEA 40 acres in SWANEA 5ection 9, T. 25 S.R. 322 E.W.M.
Levens, H. C.	1882 	1.50	120	Irrigation	Sweek ditch and sloughs	Wein	40 acres in NESW2 20 acres in NW2SW2(Lot 3) 10 acres in SW2SW2(Lot 4) 40 acres in SE2SW2 Section 18, T. 23 S.R. 31 E.W.M.
	1886	4,00	320	Irrigation	Ditches sloughs and dams	w.fork Main	40 acres in NEANW4 (Lot 1) 40 acres in NWANW4 40 acres in SWANW4 (Lot 2) 40 acres in SEANW4 (Lot 2) 40 acres in NEASW4 40 acres in SEASW4 40 acres in SWASW4 Section 20, T. 23 S.R. 31 E.W.M.
Lewis, C. W. Burns, Oregon. (Successor in interes Mrs. J. H. Dunstan)	1889 t	2.00	160	Irrigation	Lampshire and Dunstan dam and ditch	Foley slough	40 acres in NETSW1 40 acres in NETSW1 40 acres in NETSE1 40 acres in NW1SE1 Section 5, T. 23 S.R. 31 E.W.M.
							SILVIES RIVER - 90.
				168			

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
Lincoln, W. H. Canyon City, Oregon.	1907	1.08	6 5	Irrigation	Lincoln and South - worth	Bear Creek	10 acres in SW4NW4 10 acres in SW4SW4 Section 35, 30 acres in NE4SE4
	(This lan No. 681 preservin	and this	tabula	ed by State Er tion is for th riority)	ngineer's pe ne purpese o	rmi t f	15 acres in SE SE SE Section 34, T. 16 S.R. 31 E.W.M.
	(This rig	nt supers in so far	edes r	ight under wat conflicts wit	er right ce	rtificate)	
Lincoln, William H. Seneca, Oregon.	1908	1.75	105	Irrigation	Lucas and Silvies	Main & Lucas Creek or Shirt- tail Creek	10 acres in NE SE 2 30 acres in NW SE 2 20 acres in SW SE 2 25 acres in SE SE 2 Section 34, T. 16 S.R. 31 E.W.M.
	(Note: So secured	upplement under wat	al sup er rig	ply for part o	f these lan No. 1052.)	ds	20 acres in NW1NE1 Section 3, T. 17 S.R. 31 E.W.M.
Luce, Marien (Est.) By R. Danby	1889	0.58	35	Irrigation	Danby ditches	Luce Creek	5 acres in SE ₄ SW ₄ 5 acres in NE ₄ SE ₄ 10 acres in SW ₄ SE ₄ 15 acres in SE ₄ SE ₄ Section 20, T. 15 S.R. 30 E.W.M.
	1900	1.63	130 ~	Irrigation	Sproul ditch & slough	Main	Section 3, 40 acres in NW4NW4 40 acres in NW4NE4 30 acres in SW4NE4 5 acres in SE4NE4 Section 4, T. 16 S.R. 30 E.W.M.
Lucas, Martin A. Seneca, Oregon.	1889	1.34	80	Irrigation	Incas	Shirt*ail Creek	35 acres in SWANEA 30 acres in SEANWA 15 acres in SEANWA Section 9, T. 17 S.R. 31 E.W.M.
	1899	0.67	40	Irrigation	Lone Pine	Shirttail Creek	40 acres in NE SE TO Section 9, To 17 S.R. 31 E.W.M.
Luig, Henry (Estate of) Burns, Oregon. Leon Brown, Administr	1890 ator	8.27	661	Irrigation	Inig Spring	Sage Hen Creek and springs	28 acres in NE NE 2 30 acres in NW NE 2 16 acres in SW NE 2 15 acres in SE NE 2 29 acres in NE NW 2 40 acres in SW NW 2 40 acres in SE NW 2 40 acres in NE SW 2 40 acres in NE SW 2 40 acres in SE SE 2 40 acres in SW SE 2 40 acres in NW SE 2 50 acres in NW SE 2 40 acres in NW SE 2 50 acres
				169	*		

Use

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
Continued)	-1						38 acres in NEANEA 40 acres in NWANEA 40 acres in SWANEA 40 acres in SEANEA Section 15, T. 24 S.R. 30 E.W.M.
	1893	2.10	168	Irrigation	Potter swamp sloughs dams & Levees	Main & sage hen creek	28 acres in SWANWA 21 acres in NEANWA 39 acres in SEANWA 40 acres in NEASWA 40 acres in NWASWA Section 12, T. 24 S.R. 30 E.W.M.
	1887	4.05	324	Irrigation	Luig	Main	43.30 acres in NE NW (Lot 3 41.08 acres in NW NW (Lot 4 39.93 acres in SW NW (Lot 4 40 acres in SE NW 4 40 acres in NE SW 4 39.87 acres in NW SW (Lot 6 39.82 acres in SW SW (Lot 6 40 acres in SE SW 5 Section 6, T. 24 S.R. 31 E.W.M.
Lunaburg, Fred Burns, Oregon.	1889	1.87	150	Irrigation		Foley Slough	150 acres in SW. Section 15, T. 23 S.R. 31 E.W.M.
/ Mace, F. L. Burns, Oregon.	1886	2.48	198.45	Trrigation	Mace #1	Main	40 acres in NEANE (Lot 5) 38.45 acres in SWANE (Lot 3) 40 acres in SEANE (Lot 3) Section 20, 40 acres in SEASE (Lot 1) Section 17, T. 23 S.R. 31 E.W.M.
,	1886	3.64	291	Irrigation	Mace #2	Wain	40 acres in NEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA 40 acres in NEASWA 26 acres in SEASWA 25 acres in SWASWA 25 acres in SWASWA 40 acres in NWASWA 5 acres in NWASWA 5 acres in NWASWA 5 acres in NWASWA 5 acres in NWASWA
	1886	2.00	160 100 Ta	Irrigation	Hanley- Mace & Hotchkiss	Main	30 acres in NE
	1886	2.00	160	Irrigation	Hanley0 Mace & Hotchkiss	Main	40 acres in NEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA Section 32, T. 23 S.R. 31 E.W.M.
	1886	2.00	160	Irrigation	Mace #2 and sloughs	Main	40 acres in NEINEI 40 acres in SEINEI 40 acres in SWINEI 40 acres in NWINEI Section 28
				170			T. 23 S.R. 31 E.W.M. SILVIES RIVER - 92.

Name and Postoffice Address of Appropriator	Date of Relative	Amount Cubic Feet	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
or appropriate	Priority	Per Second	Acres				fre it
Mace, Homer B. , Burns, Oregon. Hanney	1889	1.25	100.1	Irrigation	Mace	Main	8.2 acres in NE NE (Lot 6) 11.9 acres in SE NE (Lot 7) 11.9 acres in NE SW (Lot 8) 8.6 acres in SE SW (LOT11) 13.1 acres in NW SE Section 36, T. 20 S.R. 29 E.W.M.
							24.6 acres in NW NW (Lot 2) 14.5 acres in SW NW (Lot 2) 7.3 acres in NE (Lot 1) Section 2, T. 21 S.R. 29 E.W.M.
J (•	1889	1.63	130	Irrigation tub	Mace & Cald well	mein	31.5 acres in NW1NE1 (Lot 1) 15.4 acres in SW1NE2 (Lot 2) 7.2 acres in NE1NW2 22 acres in SE1NW2 (Lot 3) 23.8 acres in NE1SW2 (Lot4) 27.1 acres in SW1SW2 (Lot4) T. 20 S.R. 29 E.W.M.
							2.6 acres in NWANWA (Lot 1) Section 1, 19.9 acres in SEANEA 149.5 and in NEASEA (Lot 1) Section 2, T. 21 S.R. 29 E.W.M.
	1885	.16	13	Irrigation	Dam & slough	main	13 acres in SW4SW4 Section 8, T. 23 S.R. 31 E.W.M. C.H. McPheeters, Trans-
<u> </u>							feree of lands in Section 8,
· · · · · · · · · · · · · · · · · · ·	1885	2.50	200 244 T	Irrigation	old Haskel	main	40 acres in NE SW4 40 acres in NW SW4 27 acres in SW SW4 40 acres in SE SW4 20 acres in NE SE4 40 acres in SW SE4 20 acres in SE4 SE4 5ection 8, T. A. Eberle, Trans- feree of lands in SE4 Section 8,
							22 acres in NELSEL 2 99 Section 7, T. 23 S.R. 31 E.W.M.
• •	1886	.60	48.2	Irrigation	Old Harve Dixon	y main	32.2 acres in NWaNE (Lot 9) 16 acres in SWaNE (Lot 10) Section 7, T. 23 S.R. 31 E.W.M.
Marsden Livestock Co., Geo. B. Marsden, Sec'y Seneca, Oregon.		5.05	303	Irrigation	Sells ditch & dams	Bear Creek	25 acres in NENE2 40 acres in NWNNE2 15 acres in SWNNE2 30 acres in NENW2 40 acres in NWNW2 40 acres in SWNW2 25 acres in SENW2 Section 26,
,			we control	n includes and the findings d at Page 83	~ P P P	s the right e Water	30 acres in NE NE 2 30 acres in NW NE 2 28 acres in NE NW 2 Section 27,
				171 s	ILVIES RIVE	R - 93.	T. 16 S.R. 32 #.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
Martin, Ellen Burns, Oregon. P.S. Weittenhiller, successor in interes	1901 t	2.50	200	Irrigation	· Ellen Martin ditches	Embree or Hanley slough	15 acres in NE NW 1 35 acres in NW 2NW 2 40 acres in SW 2NW 2 30 acres in SE 2NW 2 35 acres in NW 2SW 2 10 acres in SW 2SW 2 Section 31, T. 23 S.R. 32E.W.M.
Matney, Julia / Burns, Oregon.	1889	2.30	138	Irrigation	Stenger Harkey Thorno burg Fry & dams	Spring Creek and Cricket	17 acres in NW1NW1 23 acres in SW2NW1 28 acres in NW2SW2 27 acres in SW2SW2 Section 1; 38 acres in NW2NW2 5 acres in SW2NW2 Section 12; T. 21 S.R. 28 E.W.M.
	1902	0.80	48	Irri gati on	ditches & dams	Saw Tooth Creek & unnamed tributary	9 acres in \$E\frac{1}{4}\W\frac{1}{2} 15 acres in \text{NW\frac{1}{4}}\frac{1}{4}
Matney, T. F. Burns, Oregon.	1890	1.32	105 / 6 = T	Irrigation	dams & sloughs	Main	10 acres in NELSEL 30 acres in SELSEL 30 acres in SWISEL 30 acres in NWISEL Section 8, T. 24 S.R. 31 E.W.M.
	1887	1.69	135	Irrigation	Dams & sloughs	Main	40 acres in NE NW 2 37 acres in NW NW 2 32 acres in SW NW 2 26 acres in SE NW 2 Section 17, T. 24 S.R. 31 E.W.M.
	1887	2.00	160	Irrigation	dams & dioughs	W.Fork of main	40 acres in SWINE 40 acres in NWISE 40 acres in SWISE 40 acres in SEISE 40 acres in SEISE 5 Section 6. T. 24 S.R. 31 E.W.M.
	1902	0.43	26	Irrigation	dams &	Saw Tooth & Racine Creek	5 acres in SWANEA 10 acres in SWANEA 6 acres in NEANEA 5 acres in SEANEA Section 34, T. 19 S.R. 28 E.W.M.
	1901	0.88	53	Irrigation	dams &	Yellow Jacket Creek	16 acres in NW SW SW SW Section 20, Section 20, Section 19, Section 19, 13 acres in NE SE SE Section 30, T. 19 S.R. 29 E.W.M.
	•			1 7%	}		SILVIES RIVER - 94.

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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
McRae, Kenneth S. / Estate By Lillian McRae Dayville, Oregon.	1886	1.52	91	Irrigation	Smith Creek	Smith Creek	Section 25, 10 acres in SW4SW4 Section 24, 12 acres in NW4NW4 8 acres in SW4NW4 Section 25, 25 acres in NE4NE4 32 acres in SE4NE4 Section 26, T. 16 S.R. 30 E.W.M.
	1901	0.47	28	Irrigation	North Big Scotty Creek	Big Scotty Creek	17 acres in SEANE 5 acres in NE SECTION 23, 5 acres in SWANW Section 24, T. 16 S.R. 30 E.W.M.
) /	1908	0.45	27	Irrigation	Little Scotty	Little Scotty	27 acres in SW1NW1 Section 25, T. 16 S.R. 30 E.W.M.
	1901	0.45	27 -	Irrigation	South Big Scotty	South Big Scotty	24 acres in NE\(\frac{1}{4}\)Section 23, 3 acres in NW\(\frac{1}{4}\)Section 24, To 16 Sor. 30 E.W.M.
, .		0.19	11.5`	Irrigation	Big Spur	Big Scotty Creek	3 acres in SEANEA 3 acres in NEASEA Section 23, 2 acres in SWANWA 3.5 acres in NWASWA Section 24, T.16 S.R. 30 E.W.M.
McCoy, Mary / E:617 Boone Ave., Spokane, Washington	1888	1.50	120	Irrigation	McCoy dam & ditches	Poison Greek	10 acres in SWANEA 10 acres in SEANWA Section 9, 10 acres in SWASWA Section 10, 10 acres in SEANEA 10 acres in SEASEA Section 16, 10 acres in SWASWA Section 15, 15 acres in NEANEA 15 acres in SEANEA Section 21, 16 acres in NWANWA Section 22, T. 22 S.R. 31 E.W.M.
McGee, Frances E. Burns, Oregon.	1887	4.00	320	Irrigation	McGee ·	W.Fork Silvies	40 acres in NE NE 40 acres in SWANE 40 acres in NWANE 40 acres in NWANE 40 acres in NE SE 40 acres in SWASE 40 acres in SWASE 40 acres in NWASE 50 acres 50
				173			248, 3/E SILVIES RIVER - 95.

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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
McGee, Frances E. (Continued)	1904	2.00	160 Juli 1	jali.			40 acres in NEINEI 40 acres in SEINEI 40 acres in SWINEI 20 acres in NWINEI 7.40 Section 20, T. 24 S.R. 31 E.W.M.
McKinnon, Jap Burns, Oregon.	1895	1.06	88 (85 Ta	Irrigation	dams & ditches	Poison and cold springs Creek	Section 32, T. 21 S.R. 31 E.W.M. 12 acres in NWanwa 1 acre in Swanwa Section 4, 25 acres in NEANEA 34 acres in SEANEA Section 5, T. 22 S.R. 31 E.W.M.
McKinnon, R.J. / Burns, Oregon.	1886	0.43	34	Irrigation	Curry Garden- and Thousand Springs Creek	Curry Garden and Thousand Springs Creek	6 acres in SWINE 1 6 acres in SEINE 1 10 acres in SEINW 1 12 acres in NEISE 2 Section 10, T. 22 S.R. 30 E.W.M.
McPheeters, Charles Burns, Oregon.	1908	2.00	160	Irrigation	Welcome- Mc F neeters		40 acres in NEINWI 40 acres in NWINWI 40 acres in SWINWI 40 acres in SEINWI 50 acres in SEINWI 70 Section 33, T. 23 S.R. 32 E.W. M.
	1902	2.00	160	Irrigation-	Welcome McPheeters	Poison Creek	40 acres in NEINWI 40 acres in SEINWI 40 acres in SWINWI 40 acres in NWINWI Section 28,, T. 23 S.R. 32E.W.M.
McPherson, J.C. & L.E. Burns, Oregon.	1890	1.75	140	Irrigation	Natural sloughs, ditches and levees	Silvies River	20 acres in NELNWL 40 acres in NWLNWL 40 acres in SWLNWL 40 acres in SELNWL Section 20, T. 24 S.R. 31 SE.W.M.
Miller, Chas. T. Burns, Oregon.	1887	2.00	160	Irrigation	sloughs & dams	Main	40 acres in NW\(\frac{1}{4}\)SW\(\frac{1}{4}\) 40 acres in SW\(\frac{1}{4}\)Section 6\(\frac{1}{4}\) 40 acres in NE\(\frac{1}{4}\)SE\(\frac{1}{4}\) Section 7, T. 25 S.R. 32\(\frac{1}{2}\)E.W.M.
Miller, F. S. Burns, Oregon.	1891	3.04	243.53	Irrigation	Newman or Miller	Wa in	10.25 acres in NE SW4 (Lot 8 21 acres in SE SW4 (Lot 9 40 acres in NE SE 40 acres in NW4 SE 40 acres in SW2 SE 40 acres in SW2 SE 40 acres in SE SE 505 acres in SE SE 60 Lot 10
				174			30.80 acres in NWANE (Lot 5 26.43 acres in NELNW (Lot 6
				SILVIES R	IVER - 96.	•	T. 23 S.R. 31 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
	,						
Lawen, Oregon.	(See Carey	and Moss	*)				
Nelson, Chas. Burns, Oregon.	1905		60 80 Tal	Irrigation	dams & sloughs	E.Fork Silvies	40 acres in SW4SW4 (Lot 1 & 2) 40 acres in SE4SW4 Section 22, T. 23 S.R. 31 E.W.M.
Oard, J. A. / Lawen, Oregon.	1893	1.94	155	Irrigation	Sloughs & Dams	E.Fork Silvies	35 acres in Nwinei (Lot 6) 40 acres in Nei Nwi (Lot 5) 40 acres in Sei Nwi (Lot 4) 40 acres in Nei Swi (Lot 3) Section 22, T. 25 S.R. 322 E.W.M.
	1893	2.00	160		Sloughs & dams	E.Fork Silvies	40 acres in NE NW 4 40 acres in SE NW 4 40 acres in SW 2NW 4 40 acres in NW 2NW 2 Section 15, T. 25 S.R. 32 E.W.M.
Oard, Mrs. Mary Lawen, Oregon.	1889		120 160 Taa	Irrigation	Sloughs & dams	E.Fork Silvies	40 acres in Swine 40 acres in Seine 1 Section 21, 20 acres in Nwinwi 20 acres in Swinwi 20 acres in Nwinwi 20 acres in Nwinwi 20 acres in Swinwi 2
. ,	1888	1.63	130	Irrigation	Sloughs & dams	E.Fork Silvies	39 acres in NE4SE4 (Lot 4) Section 21, 40 acres in NW4SW4 33 acres in SW4SW4 (Lot 1) 18 acres in SE4SW4 (Lot 2) Section 22, T. 25 S.R. 322 E.W.M.
Oliver, J. C. / Canyon City, Oregon.	1891	2.34	140	Irrigation	Thibault	Camp or Damon Creek	40 acres in NE NE 40 acres in NW NE 40 acres in SE NE 40 acres in SE 40 E 5 C t in 28, 20 acres in SW NW 4
	1901	1.33	80		Thibault	Camp or Damon Creek	40 acres in NW4SW4 40 acres in SW4SW4 Section 27, T. 16 S.R. 31 E.W.M.
v.	1888	11.64	698.4	Irrigation	J.C. Oliver & dams	Bear Creek	40 acres in SW_NW_(Lot 5) 40 acres in SE_NW_(Lot 6) 40 acres in SW_NE_(Lot 7) 32 acres in SE_NE_(Lot 8) 19 acres in NE_SE_(Lot 9) 24.2 acres in NW_SE_(Lot 10) 26.3 acres in NE_SW_(Lot 11) 26 acres in NW_SW_(Lot 12) Section 29, 40 acres in SW_NE_(Lot 12)
				175	TWEED	7	40 acres in Swanwa 40 acres in SEANWA 13.6 acres in NEASEA Section 30 T. 16 S.R. 32 E.W.M.
				SILVIES R	TAFIK - 8	7.	TO TO STITO AM THOMOTO

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
Oliver, J. C. (Continued)							40 acres in SWINEL 36 acres in SEINEL 313acres in SWINWI 40 acres in SEINWI 15 acres in NEISWI 30 acres in NEISEI 25 acres in NWISEI Section 25, 15 acres in SWISEI Section 26,
	1900	0.91	54.8				T. 16 S.R. 31 E.W.M. 10 acres in NW1SW2 24.3 acres in NE4SW2 20.5 acres in NW1SE2 Section 30, T. 16 S.R. 32 E.W.M.
	1891	4,38	350 V	Irrigation	Wiskiser	Main	10 acres in NE SW4 10 acres in NW4 SE2 20 acres in SW4 SE2 20 acres in SE2 SE2 Section 17, 40 acres in NW4 NW4 15 acres in NW4 NW4 20 acres in SE4 NW4 40 acres in NW4 SE4 Section 21, 40 acres in NW4 NW4 40 acres in NW4 NW4 40 acres in SW4 NW4 40 acres in SW4 NW4 40 acres in SW4 NW4 40 acres in SE4 NW4 5 Section 27, T. 16 S.R. 31 E.W.M.
•	1891	1.67	100 ~	Irrigation	Main Wickiser	Scotty Creek	40 acres in SW4SW4 40 acres in SE4SW4 20 acres in SW4SE4 Section 17,
Oliver, J. C. & Sons	(See Mrs.	1.71	130	idt)	Main Wickiser	Scotty	40 acres in NEANEL 40 acres in NWANEL Section 20, 10 acres in NWANWA 40 acres in SWANWA Section 21, T. 16 S.R. 31 E.W.M.
Oregon & Western COLONIZATION Company; by J.L.D. Morrison, 268 Stark St., Portland, Oregon. Modified by Supreme	1875	1.91	152.84	Irrigation	Whiting	Main and Foley slough	40 acres in NE ₄ SW ₄ 36.33 acres in NW ₄ SW ₄ (Lot 3) 36.51 acres in SW ₄ SW ₄ (Lot 4) 40 acres in SE ₄ SW ₄ Section 31, T. 22 S.R. 31 E.W.M.
Court Vol. 10, Page 215	1877	2.09	167	176 Silvies		Main 98.	12 acres in NWANEA 25 acres in SWANEA 1 acres in SEANEA 40 acres in NWANWA 31 acres in NWANWA 40 acres in SWANWA 40 acres in SEANWA 2 acres in NEASEA 7 acres in NWASEA T. 23 S.R. 31 E.W.M.

	Date of	Amount	 	.			
Name and Postoffice Address of Appropriator	Relative Priority	Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
				,			
Oregon & Western Colonization Co.	1900	2.37	189	Irrigation	Dams & sloughs	Warm Springs & Main	12 acres in SWINWI 27 acres in SEINWI
(Continued)	1 l. too to	ih water	r invol	onia Warm Sur	dnas	∞ MB(1H	40 acres in NE ₂ SW ₂ 30 acres in NW ₂ SW ₂
Hanney	Transferr	d - 5u	Sp. 0.	ung Warm Spr . Vol 2 page 22	4		40 acres in SW2SW2 40 acres in SE2SW2 Section 25, T. 23 S.R. 30 E.W.M.
Modified by Supreme Court	1901	4.43	365		Dams &	Warm	40 acres in NEINE
Se VOLID P. 215					sloughs	Springs and Main	40 acres in NWINES 39 acres in SWINES 40 acres in SEINES 14 acres in SWINWE
						23	
							40 acres in NETSET 40 acres in SETSET 40 acres in SWESET
·							40 acres in NW SE SECTION 1. Section 1. T. 24 S.R. 30 E.W.M.
	1901	•25	40	Irrigation	dams & sloughs	Warm Springs Main	20 acres in NE SW 20 acres in SE 3SW 20 acres in SE 3SW 2
,							T. 24 S.R. 30 E.W.M.
	1888	2.13	170		Dams & sloughs	Main & Sloughs	15 acres in NE NE 20 acres in SE NE 25 acres in SW NE 25 acres in NW NE 2
							40 acres in NETNW2 40 acres in SE2NW2 Section 7. T. 24 S.R. 31 E.W.M.
V	1898	4.5	360		dams & sloughs	Main Chapman and other	40 acres in NE NE
						sloughs	40 acres in SWINE 40 acres in NWINE 40 acres in NEIWI 40 acres in NWINW
							15 acres in SWANWA 15 acres in SEANWA 2 acres in NEASWA
						-	10 acres in NW15W2 38 acres in NETSE 40 acres in SEISE
							Section 9, T. 24 S.R. 31 E.W.M.
PC 81-14	1888	0.95	7 6	Irrigation	dams & sloughs	Main Chapman and other	40 acres in NE NE 14 acres in NW NE 13 acres in SWINE
					-	sloughs	6 acres in SEINEL 3 acres in NELSWI Section 15.
	1896	4.28	348		dams & sloughs	Sage Hen Creek and	
_					,	springs	30 acres in NWNW 100 acres in SWNW 40 acres in NESW 40 acres in NESW 50 acres in
. <u>.</u>				177		:	17 acres in NW1SW1 27 acres in SW1SW1 40 acres in SE1SW1
	,						40 acres in NWSSE
	,			SILVIE	RIVER -	99.	T. 24 S.R. 30 E.W.M.

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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
Ore & Western Coloniza- tion Company			3 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2				
(Continued)	1888	1.95	156		Dams &	W.Fork	40 acres in NE ₄ SW ₄
Hirmany					Sloughs	Silvies	40 acres in NW4SW4 36 acres in SW2SW4 40 acres in SE2SW4 Section 17, T. 24 S.R. 31 E.W.M.
\	1896	2.61	209		Dams & sloughs	Sage Hen Creek and Warm Springs	40 acres in NEANWA 40 acres in NWANWA 10 acres in SWANWA 34 acres in SEANWA 5 acres in NEASWA 40 acres in NEASWA 29 acres in NWASEA 11 acres in SEASEA Section 15
						S H	T. 24 S.R. 30 E.W.M.
	1909	1.00	80			Sage Hen Creek and Warm Springs	3 acres in NE2NW2 40 acres in NE2NE2 28 acres in NW2NE2 1 acre in SW2NE2 8 acres in SE2NE2 Section 23, T. 24 S.R. 30 E.W.M.
Otley, Ida J. Lawen, Oregon.	1889	1.48	118	Irrigation	abughs and overflow	E.Fork Silvies	11 acres in NELSEL (Lot 4) 35 acres in NWLSEL (Lot 3) 38.84 acres in SWLSEL (Lot 6) 33.15 acres in NELSEL (Lot 5) Section 20, T. 25 S.R. 322 E.W.M.
Otley, Fred Lawen, Oregon.	1888	1.75	140	Irrigation	sloughs & dams	E.Fork Silvies	40 acres in NEANE 40 acres in SWANE 40 acres in NWANE 5ection 20. T. 25 S.R. 32 E.W.M.
1	1892	1.48	118	•			40 acres in NWANWA 39 acres in SWANWA(Lot 1) 39 acres in NWASWA(Lot 10) Section 21, T. 25 S.R. 322 E.W.M.
Otley, Fred Jr. Hawen, Oregon.	1890	1.33	106.53	Irrigation		E.Fork Silvies	21.56 acres in NW4SE4(Lot 3) 20.03 acres in SW4SE4(Lot 7) 18.44 acres in NW4SE4(Lot 8) 36.50 acres in NE4SW4(Lot 9) 10 acres in SW4SW4(Lot 11) Section 21, T. 25 S.R. 322 SE.W.M.
Owens, Chas. W., , Burns, Oregon.	1903	3.56	285	Irrigation	Owen s	Camp	30 acres in NEINE 40 acres in NWINE 440 acres in SWINE 440 acres in SEINE 440 acres in NEINW 440 acres in SEINW 450 acres in NEISE 440 acres in NWISE 450 acres in NW
				178			T. 18 S.R. 31 E.W.M. SILVIES RIVER - 100.

			T T				
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
Owens, Chas. W. (Continued)	1901	3.56	285	Irrigation	Harkey	Silvies River Sage Hen Creek and Warm Springs	40 acres in NE SWA 40 acres in NWASWA 40 acres in SE SWA 40 acres in NE SEA 40 acres in NWASEA 40 acres in SWASEA 5 acres in SEASEA Section 20, T. 24 S.R. 31 E.W.M.
Pacific Livestock Co., Burns, Oregon.	1888		70	Irrigation	Owens ditch	Camp Creek	40 acres in SW4SW4 Section 25, T. 17 S.R. 31 E.W.M. 30 acres in SE4SE4 Section 26, T. 17 S.R. 31 E.W.M.
	1906		95	Irrigation	Owens / ditch	Camp Creek	35 acres in SE SE 2 SE 2 30 acres in SW SE 2 SW 2 10 acres in SW 2 SW 2 SW 2 Section 34, T. 17 S.R. 31 E.W.M.
	1889		150	Irrigation (Schroeder Ap	Camp Creek Ditch propriatio	Camp Creek Silvies River	30 acres in NE NE 40 acres in SEANE 430 acres in SWANE 410 acres in NW 4SW 40 acres in NW 4SW 5ection 35, T. 17 S.R. 31 E.W.M.
	1889		3 88 ~	Irrigation	Miller Mason and Potter ditches	Silvies River	35 acres in NWANEZ 40 acres in SWANEZ 40 acres in NEANWA 40 acres in NEASWA 40 acres in SEAWA 40 acres in NEASWA 40 acres in NEASEA 40 acres in NWASEA 40 acres in SWASEA
	1888		140~	(Miller Appr Errigation	opriation) Cotton - wood Creek	Cotton- wood Creek, Silvies	Section 36, T. 17 S.R. 31 E.W.M. 30 acres in NEINEI 30 acres in SEINEI 25 acres in NEISEI 40 acres in NWISEI
	1887		144~	Irrigation	Dams and ditches	Bridge and Poison Creeks	Section 1, T. 18 S.R. 31 E.W.M. 40 acres in NE NW 2 25 acres in NW 2NW 2 40 acres in SE NW 2 39 acres in NE SW 2 Section 18,
	1888		1951	Irrigation Tab.	Byers East and West Side ditches	Silvies River	T. 18 S.R. 32 E.W.M. 10 acres in NE ₄ SE ₄ 18 acres in SE ₅ SE ₄ Section 24, T. 18 S.R. 31 E.W.M. SILVIES RIVER - 101.

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
Pacific Livestock Co., (Continued)							36 acres in NELNEA 39 acres in SWANEA 38 acres in SEANEA 35 acres in NELSWA 20 acres in SWASWA 40 acres in SEASWA 40 acres in NEASEA 39 acres in NWASEA 29 acres in SWASEA 30 acres in SEASEA Section 25,
					Byers East and West Side ditches	9	T. 18 S.R. 31 E.W.M. 40 acres in NE NE 1 10 acres in NW NE 2 40 acres in SE NE 2 40 acres in NE NW 2 32 acres in NW NW 2 32 acres in SE NW 2 40 acres in SE NW 2 40 acres in NE SW 2 40 acres in NE SW 2 50 acres in NW 2 SW 2 40 acres in NW 2 SW 2 Section 36
					2.	•	T. 18 S.R. 31 E.W.M. 38 acres in SWASWA 40 acres in SEASWA 30 acres in NEASEA 40 acres in SWASEA 40 acres in SEASEA T. 18 S.R. 31 E.W.M. 8 acres in NEASWA 14 acres in NEASWA 15 acres in SEASWA
1.							Section 18, T. 18 S.R. 32 E.W.M. 24 acres in NW NE 25 acres in SW NW 10 acres in NW NW 24 acres in SW NW 39 acres in SE NW 38 acres in NE SW 25 acres in NW SW 25 acres in SW SW 40 acres in SE SW 10 acres in NW SE Section 19
						ballace	T. 18 S.R. 32E.W.M. 30 acres in NENE4 40 acres in SWANE4 10 acres in SENE4 40 acres in NENW4 26 acres in NWANW4 28 acres in SWANW4 38 acres in SELWWANE4SW4 40 acres in SELWWANE4SW4 40 acres in SELSW4 40 acres in SELSW4 40 acres in NESE4 38 acres in NWASK4 40 acres in SELSW4
				180		(;	Section 1, T. 19 S.R. 31 E.W.M. 8 acres in SESE4 Section 11, T. 19 S.R. 31 E.W.M. SILVIES RIVER - 101.

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
							,
	(NOTE: 65 Wintermeir	acres in dam und	NE <u>l</u> NW er pri	and SEZNWZ a	lso irrigat 1889.)	ed from	38 acres in NE NW2 38 acres in SE NW2 25 acres in NW2SW2 35 acres in SW2SW2 Section 12, T. 19 S.R. 31 E.W.M.
						14.7	22 acres in Nw Nw Nw Section 13, T. 19 S.R. 31 E.W.M.
) 	12 acres in NELNEL 9 acres in SENEL Section 14, T. 19 S.R. 31 E.W.M.
	1888		78 ′	Irrigation	Jump Creek ditch	Jump Creek, Silvies River	40 acres in NEINWI 38 acres in SEINWI Section 12, T. 18 S.R. 31 E.W.M.
e di				,			
	1889		260	Irrigation	Flat Creek ditch	Flat Creek	32 acres in NE ₄ SW ₄ 21 acres in NW ₄ SW ₄ 40 acres in NE ₄ SE ₄ 39 acres in NW ₄ SE ₄ 8 acres in SW SE ₄ 40 acres in SE ₄ SB ₄ Section 13, T. 18 S.R. 31 E.W ₆ M.
V. .						, and	40 acres in SEANE Section 24, T. 18 S.R. 31 E.W.M.
**************************************	1883		236.5	Irrigation	Trout Creek	Trout Creek, Silvies River	40 acres in NWINE 2 27/5 acres in SWINE 2 40 acres in SEINE 2 40 acres in NEINWI 2 12 acres in SEINWI 17 acres in NEISE 2 Section 13, T. 19 S.R. 31 E.W.M.
							20 acres in SWANWA 40 acres in NWASWA Section 18, T. 19 S.R. 32 E.W.M.
' f	Jan.19, 1891		91				24 acres in NE SE T. 19 S.R. 31 E.W.M.
• .							28 acres in S.W. S.W. Section 18, T. 19 S.R. 32 E.W.M.
						1 90	
							SILVIES RIVER - 102.

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
Pacific Livestock Co., (Continued)	Oct 1,		18	Irrigation	Trout Creek	Trout Creek, Silvies River	18 acres in NE ₂ SW ₂ Section 18, T. 19 S.R. 32 E.W.M.
	1899		60	Irrigation	Dams and ditches	Hall Creek	25 acres in SEASEA Section 26, \(\nu\) 20 acres in NWANWA Section 36,
						position in	15 acres in NW SW SW Section 25, T. 18 S.R. 31 E.W.M.
	1905		30	Irrigation	Old ditch	Spring Creek	10 acres in NWLSE 10 acres in SWLSE Section 7, 10 acres in NWLNE Section 18, T. 19 S.R. 32 E.W.M.
	1899		55	Irrigation	Payne Creek	Payne Creek	30 acres in SW1SW2 5 acres in SE2SW2 Section 17, T. 18 S.R. 31 E.W.M.
		-				<i>j</i>	Section 18, T. 18 S.R. 31 E.W.M. 5 acres in NW1NW1 Section 20, T. 18 S.R. 31 E.W.M.
·	1887		2.4	Irrigation		Silvies	2.4 acres in NWANE Section 26, T. 22 S.R. 30 E.W.M.
,		claim is	tabulat	e land described under the H			
	1888		471	Irrigation	Warm Springs Hotchkis and Thornbur dams	Silvies and Warm s Springs	40 acres in NEINE water and 40 acres in SWINE water and 40 acres in NWINE warm Span 28 acres in NWINW 35 acres in SWINW 37 acres in SEINW 40 acres in NEISW 40 acres in SEINW
	1885		12.80	Irrigation	Potter Swamp Dam and Sage Hen Creek Ditches	Silvies and Sage Hen	40 acres in NW NE 4 40 acres in SW NE 4 40 acres in SE SW 4 40 acres in NW SE 4 40 acres in SW SE 4 40 acres in SW SE 4 40 acres in NE NE 4 40 acres in SE NE 4 40 acres in SW NE 4 40 acres in NW NE 4 40 acres in NE SE 4 40 acres in NE SE 4 50 acres in SE 5 5 6 50 Section 13,
				182			T. 24 S.R. 30 E.W.M. SILVIES RIVER - 103.

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
Pacific Livestock Co., (Continued)							40 acres in NW1NW1 40 acres in SW1NW2 40 acres in NE SW2 40 acres in SE SW2 40 acres in SW2SW2 40 acres in NE SE2 40 acres in SE3SE2 40 acres in SW2SE2 40 acres in SW2SE2 40 acres in SW2SE2 50 acres in NW2SE2 50 acres in NW2SE2 50 acres in NW2SE2
							40 acres in NEANE 4 40 acres in NWANE 40 40 acres in SEANW 40 acres in SWANW 40 40 acres in NWANW 40 acres in NEASW 40 acres in SEASW 40 acres in SEASW 40 acres in SWANW 40 acres in SWANW 50 Section 18, T. 24 S.R. 31 E.W.M.
• / .	1895		160	Irrigation	Potter Swamp dam and Sage Hen Creek ditches	Silvies and Sage Hen	40 acres in NEANE2 40 acres in SEXE2 40 acres in NEASE2 40 acres in SEXE2 Section 12; T. 24 S.R. 30 E.W.M.
	1887		490	Irrigation	Homer Mace ditch dams in Lampshire Newman ar McGlimmer and Foby sloughs	d y	40 acres in NEANE 13 acres in NWANE 21.5 acres in SWANE 40 acres in SEANE 10.5 acres in SWANW 17 acres in SEANW 40 acres in SEANW 40 acres in SEANW 40 acres in SWANW 40 acres in SWANW 40 acres in SWANW 40 acres in SWANW 40 acres in NWASW 40 acres in NEASW 40 acres
							40 acres in SESE. 40 acres in SWASE. 40 acres in NWASE. Section 16, T. 23 S.R. 31 E.W.M.
	1887		160	Irrigation	Hanley Drain and Upper Embree slough	Silvies River	40 acres in SWASEA 40 acres in NEASEA 40 acres in NWASEA 40 acres in SEASEA Section 26, T. 23 S.R. 31 E.W.M.
	1887		640	Irrigation	Hanley Drain and Upper and Embree slough	Silvies	40 acres in NE NE 4 40 acres in SE NE 4 40 acres in SWANE 4 40 acres in NE SE 4 40 acres in SE SE 40 acres in SWASE 4 40 acres in SWASE 4 40 acres in NWASE 4
				183			SILVIES RIVER - 104.

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
Pacific Livestock Co., (Continued)					•		40 acres in NE SWA 40 acres in SEASWA 40 acres in SWASWA 40 acres in NE NWA 40 acres in SEANWA 40 acres in SEANWA 40 acres in SWANWA 50 acres in NWANWA Section 36, T. 23 S.R. 31 E.W.M.
	1887		768.5	Irrigation	Smith and Clemmons and Homer Mace slow	i	40 acres in NEANE2 40 acres in SE NE2 40 acres in SWANE2 40 acres in NEASE2 40 acres in SE SE2 40 acres in SWASE2 40 acres in SWASE2 40 acres in NWASE2 Section 34. T. 23 S.R. 31 E.W.M.
							40 acres in NE NE 40 acres in NW NE 30.5 acres in NE NW 26 acres in NE SW 40 acres in NE SW 40 acres in SW SW 40 acres in SE SW 40 acres in SE SW 40 acres in SE SE 40 acres in SE SE 40 acres in SW SE
	1889		320	Irrigation	Smith and Clemmons and Homer Mace slou		40 acres in NEANWA 40 acres in SEANWA 40 acres in SWANWA 40 acres in NWANWA 40 acres in NEASWA 40 acres in SEASWA 40 acres in SWASWA 40 acres in NWASWA Section 34, T. 23 S.R. 31 E.W.M.
	1893		131.5	Irrigation	Smith and Clemmons and Homer Mace slough	Silvi es	40 acres in SWINE 40 acres in SEINE 11.5 acres in SEINW 40 acres in SEINW 5ection 4, T. 24 S.R. 31 E.W.M.
	1900		640	Irrigation	Smith and Clemmons and Homer Mace slough	Silvies	40 acres in NEINE 40 acres in SEINE 40 acres in SWINE 40 acres in NWINE 40 acres in NWISE 40 acres in SEISE 40 acres in SWISE 40 acres in SEISE 50 acres in SEISE 50 acres in SEISE 50 acres in SWISE 50 acres 50
				184			SILVIES RIVER - 105.

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
Pacific Livestock Co., (Continued)	1900			Irrigation	Smith and Clemmons and Homer Mace slou	ł	40 acres in NW ₄ SW ₄ 40 acres in NE ₄ NW ₄ 40 acres in SW ₄ NW ₄ 40 acres in SE ₄ NW ₄ 40 acres in SE ₄ NW ₄ Section 33, T. 23 S.R. 31 E.W.M.
	1887		673	Irrigation	Mace- DeWitt, Hanley and Hill dams and Chapman slough	Silvies	40 acres in NELSWA 40 acres in SWASWA 40 acres in SELSWA 40 acres in NELSEA 40 acres in NWASEA 40 acres in SELSEA 40 acres in SELSEA 40 acres in SWASEA 5ection 2,
							40 acres in NELSEL 40 acres in SWSEL 40 acres in SWSEL 40 acres in SELSEL 5ection 10, 40 acres in NELSEL 40 acres in NELSEL 40 acres in NELSWA 40 acres in NWSSWA 5ection 11, 1.5 acres in SWSSWA 12.5 acres in SWSSWA 12.5 acres in SELSWA Section 13, T. 24 S.R. 31 E.W.M.
	1888		631.5	Irrigation	Mace- DeWitt, Hanley and Hill dams and Chapman slough	Silvies	40 acres in Swaswa Section 1; 31.5 acres in NENWA 40 acres in NWANWA 40 acres in Swanwa Section 12;
				•			40 acres in NE NE 40 acres in SE NE 40 acres in SW NE 40 acres in NW NE 40 acres in NW NE 40 acres in NW NE 40 acres in SE NE 40 acres in SE NE 40 acres in NW NW 40 acres in SE NW 40 acres in SW NW 40 acres in
	1893		203	Irrigation	. "		22.5 acres in NE NE 239 acres in NW NE 24 acres in SW NE 24 19.5 acres in SE NW 25 a
* <i>C</i>						·	36 acres in NEANWA 38 acres in NWANWA 7.5 acres in SWANWA 10 acres in SEANWA Section 14, T. 24 S.R. 31 E.W.M.
				185	Ĩ.		SILVIES RIVER - 106.

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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
Pacific Livestock Co.,	1894		97.5	Irrigation	Mace-	Silvies	34.5 acres in NELSWI
(Continued)					DeWitt Hanley and Hill	,	16.5 acres in Nw\[SW\]\[\frac{1}{2}\] Section 7. T. 24 S.R. 32 E.W.M.
Harney					dams and Chapman		34.5 acres in NE SE
					slough		12 acres in NW SE Section 12
							T. 24 S.R. 31 E.W.M.
	1897		255	rrigation	11	· 11	40 acres in SW2SW2
				:		"	40 acres in SESWE
			_				40 acres in SELSEL Section 11,
	,					·	1.5 acres in NEINE
				,		, ,	18 acres in NWANEA
				:		<u> </u>	33 acres in SEINEL 7.5 acres in NEISE
						4	l acre in Swassa.
			-				18.5 acres in NE NW 1
						{	Section 24, T. 24 S.R. 31 E.W.M.
	,					,	
							· ·
Į à	1887		91.5	Irrigation	Marrs ditch	Silvies	20 acres in NE ₂ NW ₂ 24 acres in <u>www.</u> NW ₂
		,		,	and dam		10 acres in SWINWI 37.5 acres in SEINWI
						יי ייי	Section 7, 24 S.R. 32 E.W.M.
			/				
	1895		624.5	Irrigati on	dams and ditches	Silvies ? River	38 acres in SW4SE4 Section 15,
						and Chapman	38 acres in NEANEA 40 acres in NWANEA
						slough	40 acres in SWANES
					-		15 acres in NWANWA
						•	6.5 acres in NW2SW2 40 acres in NW2SE2 40 acres in NE2SE2
							40 acres in NETSET 40 acres in SETSET 40 acres in SWISET
							Section 22, 5.5 acres in Swinel
							21.5 acres in NWANWA 25 acres in SWANWA
							9.5 acres in SELNWA 31 acres in NELSWA
Vţ							39 acres in NW2SW2 38.5 acres in SW2SW2
		,					9 acres in SEZSWZ 28 acres in SWZSEZ
		`					10 seres in NWASEA
		·					Section 23, ~ T. 24 S.R. 31 E.W.M.
	1000)	T	2000	9.1	The second second
	1906		115	Irrigation	dams and ditches	Silvies River and Chapman	
				186	*** 0.011G.D	slough	SILVIES RIVER - 107.
	`		κ				

Name and Postoffice Address of Appropriator	Date of Relative	Amount Cubic Feet	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
or whitehead	Priority	Per Second	Acres				
Pacific Livestock Co., (Continued)							17.5 acres in NWANWA 9.5 acres in NWASWA 22 acres in SWASWA Section 16, 12 acres in NWANEA 24.5 acres in SWANEA 2 acres in NEANWA 6 acres in NEANWA 10.5 acres in SEANWA Section 21,
				,			T. 24 S.R. 31 E.W.M.
	1895		437	Irrigation	Cronin and Rimrock dams	Silvies River and Chapman slough	17 acres in NW_NET 35 acres in SWANET 18 acres in SENET 35 acres in NETNWA 1 acre in NWANWA 20 acres in SWANWA 30.5 acres in SEANWA 39 acres in NETSEA 36.5 acres in NWASEA 11.5 acres in SEASEA 31 acres in SEASEA
							Section 25, 11.5 acres in SWANE 8 acres in NEANW 29 acres in NWANW 30 acres in SEANW 40 acres in NEASE 20 acres in NWASE Section 26, T. 24 S.R. 31 E.W.M.
	1904		111.5	Irrigation	Cronin and Rimrock dams	Silvies River and Chapman slough	34 acres in NE ₄ SW ₄ 32.5 acres in NW ₄ SW ₄ 35 acres in SW ₄ SW ₄ 10 acres in SE ₄ SW ₄ Section 25, T. 24 S.R. 31 E.W.M.
	1883		1576	Irrigation	Elk Poujade and Foley dams	Silvies	12 acres in SW4SW4 11.5 acres in SE4SW4 17 acres in SW4SE4 10 asres in SE4SE4 Section 29, 22.5 acres in SW4SW4 2.5 acres in SE4SW4 5 acres in SW4SE4 7.5 acres in SE4SE4
							Section 30, 36 acres in NE NE. 40 acres in NWNE. 40 acres in SWNE. 40 acres in SENE. 38 acres in NENW. 12 acres in NWNW. 37 acres in SWNW. 40 acres in SENW.
							40 acres in NELSWI 40 acres in NW2SWI 10 acres in SW4SWI 8.5 acres in SE2SWI 40 acres in NW4SEI 25 acres in SW2SEI 40 acres in SE2SEI 50 acres in SE2SEI 50 acres in SE2SEI 50 acres in SE2SEI
				187	•		SILVIES DESCHUTES RIVER - 108.

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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
Pacific Livestock Co.,							36 acres in NETNE
(Continued)							40 acres in NWINE
							40 acres in SWINE
Harris !							40 acres in NEANWA
							40 acres in SWANWA
	,						40 acres in NE SW2
							40 acres in Swiswi 40 acres in NWISWI
							30 acres in NETSET
							40 acres in SWASEA
							Section 32, T. 24 S.R. 32 E.W.M.
				١			38 acres in NETNET
							37 acres in Swing 21.5 acres in NEINW
							5.5 acres in NWANEA
•							40 acres in NW NW 40 acres in SW NW 40
				,			37.5 acres in SEANWA
							17.5 acres in NE SW
							38 acres in NE SE
							9.5 acres in SESE
							T. 24 S.R. 31 E.W.M.
۴ ,	1885		442	Irrigation	School-	Silvies	10 acres in NWANWA
					teachers ditch		18 acres in SW1NW1 27.5 acres in NE SW1
					dams Chapman		7 acres in NW\2SW\2 2 acres in SE\2SW\2
					slough and Big		20 acres in NW1SE
			 		ditch		40 acres in SELSEL Section 26,
							T. 24 S.R. 31 E.W.M.
							40 acres in NEANE2
	,						12 acres in SEINE Section 27,
							40 acres in NEANE4
							Section 35, T. 24 S.R. 31 E.W.M.
							7 acres in NE SE
							24 acres in SELSEL Section 11,
							T. 25 S.R. 31 E.W.M.
							6 acres in NWINEI
							14 acres in NE ₂ NW ₂ Section 5,
							T. 25 S.R. 32 E.W.M.
			•				2 acres in SW4SW4
				4.		·	ll.5 acres in NE SE
							34 acres in SWASEA 40 acres in SEASEA
							Section 7, T. 25 S.R. 32 E.W.M.
				40			SILVIES RIVER - 109.
				188			

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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
Pacific Livestock Co.,							
(Continued)	1891		359	Irrigation	School-	Silvies	10 acres in NW1NW4
Harriery					teachers ditch		34 acres in SWANWA l acre in SEANWA
!	,				Chapman slough and Big		22.5 acres in NW2SW2 5 acres in SW2SW2 Section 5.
					ditch		8 acres in NEANE2 7 acres in SEANE2
							12 acres in NELSWA
							12 acres in SE SW 34 acres in NE SE
							29.5 acres in NW SE
							35 acres in SE2SE2 Section 6,
·							12 acres in NEINE
							6 acres in SEINE 3.5 acres in NEINWI 35 acres in NWINWI
							35 acres in SWINWI 19 acres in SEINWI
							1.5 acres in NEISWA
							Section 7, T. 25 S.R. 32E.W.M.
* (1007		1033 5		n	11	g 5
·	1897		1611.5				3.5 acres in Swinel 12.5 acres in NEANWA 32 acres in NWANWA
							32 acres in NWINWI 36 acres in SWINWI 35 acres in SEINWI
	 						5 acres in NE SW 7.5 acres in NW SW
							14.5 acres in NW2SE2 Section 27,
				1			5 acres in NW4SW4 12 acres in SE4SW4
							Section 26, 21.5 acres in NWANEL
. 1							7.5 acres in Swarz
							20 acres in SEINEI Section 35,
							T. 24 S.R. 31 E.W.M.
	•						13 acres in SW ₄ NE ₄ 6.5 acres in NE ₂ NW ₄ 24 acres in NW ₂ NW ₂
							11.5 acres in SWANWA 6 acres in SEANWA
							35.5 acres in NE2SW2
							40 acres in SWASWA 40 acres in SEASWA
							10 acres in NE SE
							32.5 acres in SWISEI 18 acres in SEISEI
(O ₁ , -> ₁							Section 12, ~ 30 acres in NELNEL
							35 acres in NW NE
							40 acres in SETNET 30 acres in NETNW
				200			20 acres in NW1NW1 40 acres in SW1NW1
	,			189			40 acres in SE2NW2 40 acres in NE2SE2
							SILVIES RIVER - 110.

Name and Postoffice Address	Date of Relative	Amount Cubic Feet	Number	Use	Name of Ditch	Stream	Description of Land or Place of Use
of Appropriator	Priority	Per Second	Acres		- Name of Ditta		- Description of Lane of 1880 of Old
Pacific Livestock Co.,							40 acres in SE ₄ SE ₄
(Continued)							40 acres in SWASEA
Hammey			1				30 acres in NE SW
Maria Maria							25 acres in SW ₂ SW ₂ 27 acres in SE ₂ SW ₂
							Section 13,
							2 acres in NW NE
		•					37 acres in SEINE
							37 acres in NWISEI 18 acres in SWISEI
							32 acres in SE SE 25 acresection 14, NW NE
							37.5 acres in NEINEZ 2 acres in SWANEZ
							24 acres in SEINE
	,						25 acres in NE NE
							38 acres in NWaNE2 38 acres in SWaNE2
							10 acres in SEINE
							33 acres in NWaNWa 30 acres in SWaNWa
•							26 acres in SE ₂ NW ₂ 15 acres in NE ₂ SE ₂
							20 acres in NW SEL
							T. 25 S.R. 31 E.W.M.
. 44	1887		1868	Irrigation	Cronin ditch	Silvies	- 16.5 acres in NELSWA
					West Fork		- 19 acres in SELSWA Section 4,
					slough		- 25 acres in NELSWA - 12 acres in NWASWA
					numero us		27 acres in SW4SW4
				r	ditches		- 8.5 acres in NE2SE2 - 22.5 acres in NW2SE2
,				·			- 40 acres in SWASEA - 24 acres in SEASEA
. ,							Section 8,
							35 acres in SWANEA 20 acres in SEANEA
							10 acres in NELNWI 2.5 acres in NWINWI
							- 9 n acres in SWANWA
							40 acres in NEINWI
							- 24.5 acres in NW_SW4 39 acres in SW_SW4
							40 acres in SE ₂ SW ₂ 40 acres in NESE ₂
							40 acres in SE ₄ SE ₄ 40 acres in SW ₄ SE ₄
							40 acres in NW4SE4
, , , , , , , , , , , , , , , , , , ,							T. 25 S.R. 32 E.W.M.
							10 acres in NW SW 40 acres in SW 2SW 2
l I							Section 10,
				•			SILVIES RIVER - 111.
							STIATES WIATER - TTT
				40			
				190			

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
Pacific Livestock Co.	1887					Silvies	40 acres in NWANWA
(Continued)						·. }	40 acres in SWANWA 20 acres in NESSWA
14 some 4							40 acres in NW2SW2 40 acres in SW2SW2
					,		40 acres in SEZSWZ 15 acres in SWZSEZ
							Section 15, 25 acres in NEANE
							40 acres in NWINEZ - 40 acres in SWINEZ
						[40 acres in $SE_{4}^{-1}NE_{4}^{-1}$
						-	40 acres in NE NW 40 acres in SEANW
						[- 40 acres in SWANWA 40 acres in NWANWA
						†	31.5 acres in NE4SW4
						<u> </u>	14 acres in Swiswi - 12 acres in SEISWi
	-					-	39 acres in NE SE
•						F	10.5 acres in SW1SE1
							2 acres in SE ₄ SE ₄ Section 22,
				-		100	- 35 acres in SWANEA 25 acres in SEANEA
					*		40 acres in NEINWI 20 acres in NWINWI
						ļ	40 acres in SWANWA
							38 acres in NETSWE
							8 acres in SESW
				,			40 acres in NE SE
							20 acres in SW4SE4 39.5 acres in SE4SE4
							Section 23, T. 25 S.R. 32E.W.M.
	1898		3 348 .5	Irrigation	Cronin	Silvies	40 acres in NEANE
he between the					ditch west		40 acres in SENE
					fork slough		40 acres in NWINE
. ,					and nume	rous	37.5 acres in $NW_{4}^{2}NW_{4}^{2}$ 40 acres in $SW_{4}^{2}NW_{4}^{2}$
					di tches		40 acres in SELNWA 40 acres in NELSWA
,							40 acres in SE4SW4
•						4 .	40 acres in SW\$SW\$ 40 acres in NW\$SW\$
							40 acres in NE SE
				}			40 acres in SWASEA 40 acres in NWASEA
							Section 16, 30 acres in NET NET
							40 acres in NWaNE2
							40 acres in SWANEA
						,	40 acres in NE&NW&
						,	40 acres in Switch
							40 acres in NETSWI 40 acres in SEISWI
							40 acres in Swiswi
							40 acres in NETSET
							40 acres in SE4SE4
							40 acres in NW SE
				191			SILVIES RIVER - 112.

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
				, , , , , , , ,			
Pacific Livestock Co.,							40 acres in NEINE
(Continued)						•	40 acres in SEINEI 40 acres in SWINEI
"Harriey"							40 acres in NWANEA
						:	5 acres in NW NW NW
							40 acres in SWANWA
							40 acres in NE ₄ SW ₄ 40 acres in SE ₄ SW ₄
							40 acres in SW4SW4
							40 acres in NWASWA
							40 acres in SE2SE2
							40 acres in NW SE
							Section 18, 40 acres in NE ₄ NE ₄
			,				40 acres in NWINE
							36 acres in SEINE
							35 acres in NELNW.
	•						20 acres in SWANWA 20 acres in NEASWA
							40 acres in NW 3W 4
							8 acres in SW1SW2
·							40 acres in NE SE
							13 acres in $SW_{4}^{1}SE_{4}^{1}$
							12 acres in SELSEL Section 19,
							T. 25 S.R. 32 E.W.M.
							40 acres in NE 1NE 1
							40 acres in SE表NE表 40 acres in SW表NE表
							40 acres in NW NE
							40 acres in SETNW
							40 acres in Swinwi
,							40 acres in NE SW 40 acres in NW SW 4
							22 acres in SWASWA
							22.5 acres in SE4SW4 40 acres in NE4SE4
	-						40 acres in NW2SE2
							28.5 acres in SE4SE4
							Section 20, 40 acres in NEINEI
							40 acres in SENE
							40 acres in NWANET
						·	40 acres in NEINWI 40 acres in SEINWI
							40 acres in SWINWI 40 acres in NWINWI
,							39 acres in NELSWI
Maria /							40 acres in NW\(\frac{1}{2}\)SW\(\frac{1}{2}\)
Mary Comment							21.5 acres in SELEWE 40 acres in NEESEE
							38.5 acres in NW1SE1
					:		1.5 acres in SEASEA Section 21,
					* :		T. 25 S.R. 32 E.W.M.
							SILVIES RIVER - 113.

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
Pacific Livestock Co., (Continued)	1903		21	Irrigation	Cronin ditch W.Fork slough & numerous small	Silvies	9 acres in NE NE 12 acres in NW NE Section 26. T. 25 S.R. 32 E.W.M.
	1865		412	Irrigation	ditches Crowley dam and Black slough	Silvies	40 acres in NEANEA 37.5 acres in NWANEA 5 acres in SEANEA 26 acres in SEANWA 40 acres in NWANWA 38 acres in SWANWA 20 acres in SEANWA 20 acres in SEANWA 20 acres in NEASWA 19 acres in NWASWA 39 acres in SWASWA 26 acres in SEASWA 15 acres in NEASWA 27. 25 S.R. 32 E.W.M.
	1886		485	Irrigation	Boat Förd Dams and slough	Silvies	40 acres in NE NE 33 acres in NW NE 3 acres in SE NE 37 acres in NE NW 3 acres in NE NW 3 acres in NW NW 3 acres in SE NW 3 acres in NE SW 3 acres in NE SE SW 4 40 acres in NE SE 3 acres in NW SE 3 40 acres in SE SE 3 acres in NE 3 E 3 E 3 E 3 E 3 E 3 E 3 E 3 E 3 E
	1893		741.5	Irrigation			34 acres in NE NW 2 22 acres in NW NW 2 19 acres in SW NW 2 39 acres in SE NW 2 17 acres in NW SW 2 10.5 acres in SW SW 2 30 acres in SE SW 2 40 acres in NW SE 2 36 acres in SW SE 2 32.5 acres in SE 2 32.5 acres in SE 2 32.5 acres in NE NE 2 39 acres in NW NE 2 40 acres in SW NE 2 40 acres in SW NE 2 40 acres in SW NE 2 40 acres in SE 2 SELVIES RIVER - 114.

Name and Postoffice Address of Appropriator	Date of Relative	Amount Cubic Feet	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
of Appropriator	Priority	Per Second					
Pacific Livestock Co.,		· .					35 acres in NE NW 2
(Continued)							3 acres in Swanwa 25 acres in SEanwa
Al compression	:						2 acres in NE SW 4
							25 acres in SETSWI
				1			30.5 acres in NELSE4
•							40 acres in SW4SE4
							Section 33, T. 24 S.R. 32 E.W.M.
	1893		211.5	Irrigation	Hayes	Silvies	4 acres in NE4SW4
ι)				,	dam		12 acres in $SE_{4}^{2}SW_{2}^{2}$ 5.5 acres in $SW_{4}^{4}SE_{4}^{4}$
							36 acres in SE4SE4
					·		Section 21, 35 acres in SW4NW4
							39 acres in NE SW
							40 acres in SW ₄ SW ₄ Section 27,
				• •			T. 24 S.R. 32 E.W.M.
<i>F</i> (1886		737	Irrigation	Slough in center	Silvies	6 acres in NE SW2
					of Sec. 2 T.24 S.R.		39 acres in SW4SW4
					32 E.		17 acres in SE ₂ SW ₂ Section 34,
							T. 24 S.R. 32 E.W.M.
							40 acres in NETNET 40 acres in SETNET
							40 acres in SWANEA
;							40 acres in NE SE 40 acres in SE SE
							40 acres in SW SE2 40 acres in NW SE2
							40 acres in NE SW
· · · · · · · · · · · · · · · · · · ·							40 acres in SELSWL 40 acres in SWLSWL
,							40 acres in NW4SW4 40 acres in NE4NW4
							40 acres in SEANWA 40 acres in SWANWA
							40 acres in NWANWA Section 3
							T. 25 S.R. 32 E.W.M.
	1887		58	Irrigation	Dam in Sec. 35,	Silvies	1.5 acres in NW1SW1
					T.24 S. R. 32 E.		30.5 acres in SEASW2 4 acres in SW2SE2
				·			Section 36, T. 24 S.R. 32 E.W.M.
i	1006			T	8	0.3	
	1886		1112	Irrigation	Square Well	Silvies	1.5 acres in NW4NE4
-				•	slough &		21 acres in SEINE
				,	thru SW4 Sec.		40 acres in NWINWI 40 acres in SWINWI
				·	35 T. 24 R. 32 E.	s.	30 acres in SEINWI 40 acres in NEISWI
							40 acres in Sees
				·			SILVIES RIVER - 115.
				194			
				-n4			

Pacific Livestock Co., (Gortinos) 1888				1		1		
1867 1868 1 1 1 1 1 1 1 1 1		Relative	Cubic Feet		Use	Name of Ditch	Stream	Description of Land or Place of Use
1867 1868 1 1 1 1 1 1 1 1 1								
### 40 cares in Nageng 40 cares in Nageng 40 cares in Nageng 40 cares in Shapeng 40 cares in Nageng 40	Pacific Livestock Co.,						·	
### 40 acres in Nagang	(Continued)	1886						
### 40 acres in Night ### 40 acres in Night ### 40 acres in Signifi ### 40 acres in Signifi ### 40 acres in Night ### 5 acres in Night ### 5 acres in Night ### 5 acres in Night ### 40 acres in Night	be annual							40 acres in NETSET
Section 2, 40 carres in Nighty 50 carres in Nighty 60 carres in Nighty								40 acres in SW4SE4
### 1887 ###############################								Section 2
1987 3586. I Irrigation 368. I Irrigation 368. Silvies 378. Silvies 388. Silvies								40 acres in SEANEA
### Advances in Swilling ### Advances in Swill	·							40 acres in NEANWA
40 acres in FW_SWE								40 acres in NWANW
40 acres in NELSER 40 acres in NELSER 40 acres in NELSER 40 acres in NELSER 40 acres in SELER 50 acres in SELER 41 acres in SELER 42 acres in SELER 43 acres in SELER 44 acres in SELER 45 acres in SELER 46 acres in SELER 47 acres in SELER 48 acres in SELER 40 acres								40 acres in NE SW
40 acres in SWASEL								40 acres in SE ₄ SW ₄
1867 3585.5 Irrigation Slack Salvins Saction 10, T. 25 S.R. 32 E.W.M.								40 acres in SE ₄ SE ₄
Black slough Silvies 22 acres in New Relation 25 acres in New Relation								40 acres in NWASEA Section 10,
### ### ### ### ### ### ### ### ### ##								T. 25 S.R. 32 E.W.M.
40 acres in SENTS 26 acres in SENTS 26 acres in NEWNY 1.5 acres in SENTS 26 acres in SENTS 26 acres in SENTS 27 acres in SENTS 28 acres in SENTS 28 acres in SENTS 28 acres in SENTS 28 acres in NEWNY 40 acres in SENTS 40 acres in SENTS 40 acres in SENTS 40 acres in SENTS 40 acres in NEWNS 40 acres in	18	1887	_	3586.5	Irrigation		Si lvies	
26 aares in NEIWE 1.5 scree in NEIWE 5 aares in SELTE 28 aares in SELTE 28 aares in SELTE 25 aares in SELTE 25 aares in NEIWE 26 aares aares 26 aar						3 Tough		40 acres in SWANE
5 acres in Swinting 26 acres in NELWE 35 acres in NELWE 36 acres in NELWE 36 acres in NELWE 36 acres in NELWE 40 acres in NELWE 40 acres in Swisse 40 acres in Swisse 40 acres in Nelwe								26 acres in NEINW
### A care in No. 18 A care in St. 18 A								5 acres in SWANWA 28 acres in SEANWA
40 acres in NEISEE 40 acres in NEISEE 40 acres in SWISEE 40 acres in SWISEE Section 1, 40 acres in NEISEE 40 acres in NEISEE 40 acres in NEISEE 40 acres in NEISEE 40 acres in SWISEE		 						35 acres in NE ₂ SW ₂ 36 acres in NW ₂ SW ₂ SW ₂ SW ₄
40 acres in NW_SEE 40 acres in NW_SEE Section 1, 40 acres in SEENEE 40 acres in SEENEE 40 acres in NW_SEE 40 acres in NE_SWE 40 acres in NW_SWE	, I	,						40 acres in NE SE
Section 1, 40 acres in New New 40 acres in Section 40 acres in Swane 40 acres in Swane 40 acres in New New 40 acres in New Section 40 acres in Swane 40 acres in Swane 40 acres in Swane 40 acres in New Section 40 acres in New Section 40 acres in New Section 40 acres in New New 40 acres in New Section 40 acres in New New 40 acres in New Section 40 acres in S								40 acres in SWASE4
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40 acres in SWASEA 40 acres in NWASEA 40 acres in NEASWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in SWASWA								40 acres in NWANEA
40 acres in NW SEA 40 acres in NE SWA 40 acres in SEASWA 40 acres in SWASWA								40 acres in SE4SE2
40 acres in SE ₂ SW ₂ 40 acres in SW ₂ SW ₂ -								40 acres in NW SE 40 acres in NE SW
195 SILVIES RIVER - 116.								40 acres in SE ₄ SW ₄
					195			SILVIES RIVER - 116.

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
							,
Pacific Livestock Co.,							
(Continued)	18 87						40 acres in NW4SW4
Lanney							40 acres in SEINW
e e							40 acres in SWANWA
							Section 12,
							40 acres in NEANEA
							40 acres in SWANEZ 40 acres in NWANEZ
							40 acres in NE SE
							40 acres in SE SE 40 acres in SW SE 4
							40 acres in NW2SE2 40 acres in NE2SW2
							40 acres in SEASWA
							40 acres in SW4SW4
							40 acres in NELNWL 40 acres in SELNWL
							40 acres in SW4NW
							40 acres in Nw Nw Section 13,
							40 acres in NEINE
				·			40 acres in SEANEZ
							40 acres in NW NE
							40 acres in NE SE 40 acres in SE SE
							40 acres in SW\sh\chi 40 acres in NW\sE\frac{1}{2}
							40 acres in NE SW4
							40 acres in SE ₄ SW ₂ 40 acres in SW ₂ SW ₂
					 		40 acres in NW SW 40 acres in NE NW 4
							40 acres in SE ₄ NW ₄
A Property of the second							40 acres in SW4NW4
/ -							Section 14, - T. 25 S.R. 32 E.W.M.
							40 acres in NETNE
							40 acres in $SE_{\overline{a}}^{1}NE_{\overline{a}}^{1}$
							40 acres in SWANEA 40 acres in NWANEA
							40 acres in NE NW 40 acres in SE NW
							20 acres in NE SW 40 acres in NE SE
							40 acres in NW SE
							25 acres in SWASEA 40 acres in SEASEA
							Section 15,
							40 acres in NEANE
							40 acres in NW NE
							15 acres in SEANE
• •							Section 23,
							T. 25 S.R. 32 E.W.M.
							SILVIES RIVER - 117.

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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
Parker, Geo. J. By Samuel Parker, La Grande, Oregon.	1890	1.31	105 135 Ta	Irrigation	dams & ditches	E.Fork Silvies and sloughs	40 acres in NE NE 40 acres in SE SE 25 acres in SE SE 26 acres in SE 26 acres
	1890	0.34	55	Irrigation	dams & ditches	E.Fork Silvies and abughs	10 acres in SEANE 30 acres in NEASE 15 acres in SEASE TO Section 17, T. 25 S.R. 322 E.W.M.
Parker, C. E. Burns, Oregon.	1898	0.80	64	Irrigation	slough and Parker ditch	Main	15 acres in SW_SE_4 20 acres in SE_SE_4 Section 8 20 acres in SW_SW_4 Section 9 3 acres in NE_NW_4 5 acres in NW_NW_4 Section 16, 1 acre in NE_NE_4 Section 17, T. 22 S.R. 30 E.W.M.
Parker, J.M. Burns, Oregon.	1883	0.63	50	Irrigation	Adams	Curry Garden Creek	30 acres in SW4SW4 12 acres in SE4SW4 8 acres in SW2SE4 Section 10, T. 22 S.R. 30 E.W.M.
Parker, Lute Burns, Oregon.	1898	0.63	50	Irrigation	Slough and Parker ditch	Main	10 acres in NE_SW_ 20 acres in NW_SW_ 20 acres in SE_SW_ Section 8, T. 22 S.R. 30 E.W.M.
Parker, S. A. / Burns, Oregon.	1884	0.34	20	Irrigation	Parker spring ditch	Parker spring	20 acres in SW4SW4 Section 9, T. 22 S.R. 30 M.W.M.
Peterson, Chas. R. Venator, Oregon.	1887	2.52	202	Irrigation	Small ditches	Main	10 acres in NWANEA 40 acres in SWANEA 40 acres in NWASEA 40 acres in SWASEA Section 6 32 acres in NWANEA 40 acres in NEANWA Section 7, T. 25 S.R. 322 E.W.M.
Pearson, James E. Burns, Oregon.	1901	1.25	100	Irrigation	Natural sloughs levees dams and ditches	Silvies River and sloughs	40 acres in NWANEZ 20 acres in SWANEZ 20 acres in SWANWZ 20 acres in SEANWZ Section 29, T. 24 S.R. 31 E.W.M.
	1886	4.00	320	Irrigation	Natural slough levees dams and ditches	Silvies River and sloughs	40 acres in SWANEA 40 acres in SENEA Section 18, 40 acres in NEANEA 40 acres in NWANEA 40 acres in SWANEA 40 acres in SEANEA 245-215 Section 19, SILVIES RIVER - 118.

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR HARNEY COUNTY.

In the Matter of the Determination of the Relative hights to the Waters of Silvies kiver and its tributaries, a tributary of Malheur Lake, in Grant and Harney Counties, Vregon.

Order for Correction of Decree

Now on this 29th day of August, 1933, the above entitled matter coming on to be heard on motion of Lulu H. Pierce and Ruby M. Erkenbrecker for the entry of an order correcting certain errors and omissions in the decree heretofore entered herein by the Court, and

It appearing to the Court from the motion of the petitioners and from the affidavit of L. B. Hayes attached thereto that the total acreage to which rights were decreed amounted to 195 acres whereas the distributed acreages total but 165 acres; and it further appearing that the decree shows 55 acres irrigated in NE4SW4 which could not be correct; and it further appearing from said motion and affidavit that certain lands which are irrigated have not been mentioned in the decree whereas some lands are mentioned which are not actually irrigated, and

It further appearing that the rights of no persons other than the petitioners are involved and that no change in the point of diversion of the decreed waters is involved, now therefore,

IT IS CONSIDERED, ORDERED AND DECREED That the decree in the above entitled matter, insofar as it affects the lands of Ruby . Frkenbrecker and Fulu H. Pierce be corrected to read as follows:

"J. P. Rector - 1887 - 2.44 cu.ft. per sec. - 195 acres

20 acres in SEANWA 35 acres in NEISW 40 acres in SE4SW4 Sec.35, T.24 S.R. 32 E.W.M. 10 acres in NETSET 10 acres in NWISE 40 acres in SWISE

and

IT IS FURTHER CONSIDERED AND ORDERED That the clerk of this court be and hereby is authorized and directed to make the corrections herein ordered upon the records of this court in his custody and possession.

40 acres in SEZSEZ

Filed: Aug. 31, 1933 Was. M. Carroll, Clerk. W. W. Wood Circuit Judge.

PEGETVED

MAR 27 1958

STATE ENGINEER

SALEM, ONEGON

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

Pearson, James E. Continued	1888						40 acres in NETNWT 40 acres in NWTNWT Section 29, T. 24 S.R. 31 E.W.M.
Pearson, James E. Burns, Oregon. (Successor in interest to Wm.E. Moore)	1888	2.00	160	Irrigation and domestic	Moore ditch, dams & levees	W.Fork Silvies River and Sage Hen Creek	40 acres in NELSE4 40 acres in NWASE4 40 acres in SWASE4 40 acres in SELSE4 Section 19, T. 24 S.R. 31 E.W.M.
Pirie, James Harney, Oregon.	1883	1.50	119.66	Irrigation	dam in sec. 3, and overflow	E.Fork Silvies	9.64 acres in SW_NE_(Lot 3) 47.15 acres in NE_NW_(Lot 12) 51.46acres in NW_NW_(Lot 13) Section 2, 11.41 acres in NE_NE_(Lot 5) Section 2 T. 24 S.R. 31 E.W.M. 3
Putzien, Lena 0.	(See F. C	. Sells)					
Rector, J. P. Burns, Oregon.	1887	2.44	195 (115 T		Rector dams and overflow	1 1	20 acres in SEINWI 35 15 acres in NEISWI 40 acres in NEISWI 10 acres in NEISE
Ourreile S	by Oider 8-24-	of Circ. 33	si f (6	· 51-4	do acin	SVU 45= 4 -	40 acres in NW1SET 40 acres in SELSET Section 35, T. 24 S.R. 32 E.W.M.
Rembold, Gustav A. / Burns, Oregon.	1885	1.98	158.3	0 Irrigation	Rembold dam dito and slow		39.3 acres in NE NE (Lot 11) 39.5 acres in NWNE (Lot 10) 39.5 acres in SWNE (Lot 6) 40 acres in SE NE Section 6, T. 23 S.R. 31 E.W.M.
Rembold, Gustav A. and Mothershead, Sam Burns, Oregon.	1887	1.32	105	Irrigation	Dams, sloughs and overflow	Ma in	30 acres in NEANWA 20 acres in SEANWA 20 acres in NEASWA 35 acres in SEASWA Section 17, 6 T. 25 S.R. 322 E.W.M.
	1887	•28	45	Irrigation	dams slough and overflow	Ma in	20 acres in SELNWA 20 acres in NELSWA 5 acres in SELSWA Section 17, T. 25 S.R. 322 E.W.M.
	1887	2.00	160	Irrigation	17	Main	40 acres in NWANWA 40 acres in SWANWA 40 acres in NWASWA 40 acres in SWASWA Section 16, T. 25 S.R. 322 E.W.M.
Reynvaan, E.C. / Burns, Oregon.	1892	0.34	20	Irrigation ·	Old John Hill	Poison Creek	5 acres in SW_NE_ 10 acres in NW_SE_ 5 acres in SW_SE_ Section 29, T. 21 S.R. 31 E.W.M. SILVIES RIVER - 119.
		National Con-		198	i.		

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
Ruh, Herman , Lawen, Oregon.	1888	2.06	164.60) Irrigation	Ruh and slough	Main West Fork	42.3 acres in NE_SW2(Lot3) 42.3 acres in SE2SW2(Lot 4) 40 acres in SW2SE2(LOT 5) Section 30, T. 25 S.R. 322 E.W.M.
	1900	1.84	147.4	Irrigation	Òverflow	Mein	40 acres in NEANE2 40 acres in NWANE2 40 acres in SWANE2 27.4 acres in SEANE2(Lot 1) Section 36, T. 25-S.R. 32 E.W.M.
	1888	1.21	96.9	Irrigation	dams and sloughs	West for Silvies	46.25 acres in NWANE (Lot 1) 42.3 acres in NE NWA (Lot 2) 8.35 acres in SE NWA (Lot 3) Section 31; T. 25 S.R. 322 E.W.M.
	1900	.50	40	Irrigation	Ruh	W.Fork Silvies	40 acres in SwanE Section 25, T. 25 S.R. 32 E.W.M.
		.57	91.15	Irrigation	Ruh	W.Fork Silvies	14 acres in SE ₂ SW ₂ (Lot 5) 37.15 acres in SW ₂ SE ₂ (Lot 6) Section 24, 40 acres in NW ₂ NE ₂ Section 25, T. 25 S.R. 32 E.W.M.
Salimbury, C.M. Burns, Oregon.	1897	0.025	2	Irrigation	dam s & sloughs	Main and slough	2 acres in NWLSEL Section 7, T. 23 S.R. 31 E.W.M.
Schmidt, Mrs. Wilhelmin Canyon City, Oregon. / J. C.Oliver & Sons Successors in interest	a 1889	0.40	26.8	Irrigation	North Grove	Diamond Creek	9 acres in NW2SE2 6.5 acres in SW2NE2 11.3 acres in SEXNE2 Section 36, T. 16 S. R. 30 E.W.M.
and the	1898	0.57	34.4	Irrigation	Spring	Little Scotty Creek	Section 25, 3 scres in SE2SW2 12.5 acres in SW2SE2 10.9 acres in NW2SE2 Section 24, T. 16 S.R. 30 E.W.M.
	1905	0.54	32.3	Irrigation	Autumn	Little Scot ty Creek	15 acres in NELNWA 14.8 acres in NWANEA Section 25, 2.5 acres in SWASEA Section 24,
	1889	0.7-0	42.3	Irrigation	South Grove	Diamond Creek	20 acres in NW2SE2 4.5 acres in NE2SE2 6.5 acres in SW2NE2 11.3 acres in SE2NE2 Section 36, T. 16 S.R. 30 E.W.M.
							SILVIES RIVER - 120.
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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
Schmidt, Mrs. Wilhelmir	l la.						
(Continued) Grant	1898	.56	33.3	Irrigation	Summer	Little Scotty Creek	6 acres in NE ₂ NW ₂ 5.2 acres in NW ₂ NE ₂ Section 25, 20 acres in SW ₂ SE ₂ 2.1 acres in NW ₂ SE ₂ Section 24, T. 16 S.R. 30 E.W.M.
Scheckel, John Seneca, Oregon.	1902	0.37	22	Irrigation	Scheckel	House Creek	7 acres in SEANWA 5 acres in NEASWA 5 acres in NWASEA Section 15, 5 acres in SEANWA Section 16, T. 18 S.R. 32 E.W.M.
Scheckel, Phillip Seneca, Oregon.	1902	0,29	17	Irrigation	Scheckel	House Creek	2 acres in SE ₄ SW ₄ 10 acres in SW ₂ SE ₅ 5 acres in SE ₄ SE ₄ Section 17, T. 18 S.R. 32 E.W.M.
Shepard, Cora M. and Jesse J. Shephard	1883	0.92	55	Irrigation	J.L. Cross	Trout Creek	20 acres in NE ₄ SW ₄ 35 acres in NW ₄ SE ₄ Section 7,
Heror 61	(See para	graph 23)				T. 20 S.R. 32 E.W.M.
Simmons, H. B. Burns, Oregon.	1884	2.75	220	Irrigation	Simmons #1	Sage Hen Creek & Springs	3 acres in NE ₄ SW ₄ 15 acres in NW ₄ SW ₄ 40 acres in SW ₄ SW ₄ 21 acres in SE ₄ SW ₄ Section 10, 20 acres in NE ₄ SE ₄ 20 acres in NW ₄ SE ₄ 26 acres in SW ₄ SE ₄ 32 acres in SE ₄ SE ₄
							Section 9, 31 acres in NEANE2 12 acres in NWANE2 Section 16, T. 24 S.R. 30 E.W.M.
Sitz, John L. (J.R. Hendricks, Successor in intere Drewsey, Oregon.)	1887 est)	1.47	117	Irrigation	Dams	E.Fork of Main	10 acres in Nw2Sw2 30 acres in Sw2Sw2 Section 5, 37 acres in NE2SE2 40 acres in SE2SE2 Section 6, T. 25 S.R. 32½ E.W.M.
Sitz, Blanche Lawen, Oregon.	1903	. 56	4 5	Irrigation	Brook- house	Main	10 acres in NW1SE1 25 acres in SW2SE1 10 acres in SE1SE1 Section 4, T. 25 S.R. 322 E.W.M.
							SILVIES RIVER - 121.

Name and Postoffice Address	Date of Relative	Amount Cubic Feet	Number	Use	Name of Ditch	Stream	Description of Land or Place of Use
of Appropriator	Priority	Per Second	Acres				Decipate of Date of the
Sitz, R. R. Lawen, Oregon.	1687	4.84	387	Irigation	Dams, ditches sloughs	E.Fork Silvies	30 acres in NE SE 3 35 acres in SE SE 3 Section 5, 20 acres in NE SW 4 20 acres in SE SW 4 40 acres in NW 5W 4 Section 4, 40 acres in NE NE 4 40 acres in SE NE 4 Section 8, 30 acres in NE NW 4 25 acres in SE NW 4 35 acres in SE NW 4 Section 9,
							T. 25 S.R. 32 E.W.M.
	1888	.75	60	Irrigation	dams ditches sloughs	main	30 acres in NE SW 30 acres in NW SW 30 acres in NW SW 30 Section 9, T. 25 S.R. 32 E.W.M.
Skotternd, A.O. Burns, Oregon.	1887	0.13	10.7	Irrigation	Sweek and overflow	main	10.7 acres in SELNWL Section 7, T. 23 S.R. 31 E.W.M.
Smith, P.G. and Julian Byrd, Burns, Oregon.	1884	2.00	160	Irrigation	dams, ditches and sloughs	E.Fork Silvies	40 acres in NELSEL 40 acres in SELSEL 40 acres in SWISEL 40 acres in NWISEL Section 20, T. 23 S.R. 31 E.W.M.
Smith, C.G. Burns, Oregon.	1886	2.00	160	Irrigation	F.L. Mace dams, dyke		40 acres in NETSET 40 acres in SETSET 40 acres in SWISET 40 acres in NWISET Section 28, T. 23 S.R. 31 E.W.M.
Smith, P. G. Burns, Oregon.	1888	2.00	160	Irrigation	P.G.Smith ditches and sloughs	W.Fork Silvies	40 acres in NE SE 4 40 acres in SE 5E 4 40 acres in SW SE 4 40 acres in NW SE 4 Section 30, T. 23 S.R. 31 E.W.M.
Smith, W.E. Burns, Oregon.	1887	0.50	40	Irrigation	W.E.Smith ditch and dam	Ma in	10 acres in NW1NW1(Lot 1) 30 axres in SW1NW1(Lot 2)
Harvey	1890	0.63	50	Irrigation	W.E.Smith ditch & dam	Wain	30 acres in NW\(\frac{1}{4}\)SW\(\frac{1}{4}\)(Lot 3) 20 acres in SW\(\frac{1}{4}\)Sw\(\frac{1}{4}\)(Lot 4) Section 18, \(\begin{array}{cccccccccccccccccccccccccccccccccccc
	1896	0.61	48.73	Irrigation			7.73 acres in NE NE (Lot 5) 21 acres in SE NE (Lot 6) 20 acres in NE SE (Lot 7) Section 24; T. 20 S.R. 29 E.W.M.
							SILVIES RIVER - 122.
				201			

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	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
	Southworth, Edward I. Seneca, Oregon.	1904	0.75	60	Irrigation	W.S. Sout worth & Sons (W. Side)	h- Main	40 acres in NE NW 2 20 acres in SE NW 2 Section 34, T. 16 S.R. 31 E.W.M.
	Southworth, Minnie Seneca, Oregon.	1899	0.90	55	Irrigation	W.S. Southwort & sons	Bear h Creek	Section 26, 40 acres in SELSEL Section 27, T. 16 S.R. 31 E.W.M.
	Southworth, W.S. & Sons, Seneca, Oregon.	1881	1.90	152	Irrigation	W.S.South worth & sons	- Main and Bear Creek	40 acres in NE SW2 40 acres in SE SW2 32 acres in NW SE2 40 acres in SW2SE2 Section 27,
		1885	1,50	120	Irrigation	W.S.South worth & sons	-Main and Bear Creek	40 acres in NEINE 40 acres in NWINE 40 acres in SWINE 40 acres in SWINE 40 Section 34,
		1885	0.44	35 🗸	Irrigation	Lincoln Slough	Bear Creek	35 acres in SEANE Section 34, T. 16 S.R. 31 E.W.M.
	Spurlock, A.D. & C.A. Riverside, Oregon.	1890	2,03	162,39	Irrigation	Thomas ditch and overflow	Main	42.39 acres in SELSWL(Lot 9) 40 acres in NELSEL 40 acres in SELSEL Section 19, T. 25 S.R. 322 E.W.M.
	Spurlock, Charles A. Riverside, Oregon.	1900	2.00	160	Irrigation	Natural owerflow	Main	40 acres in NEANEA 40 acres in SWANEA 40 acres in SWANEA 40 acres in NWANEA Section 30, T. 25 S.R. 322 E.W.M.
	*	1887	2.00	160	Irrigation	dams, ditches sloughs	E.Fork Silvies	40 acres in SWASEA 40 acres in SEASEA Section 8, 40 acres in SWASWA 46 acres in SEASWA Section 9, T. 25 S.R. 322 E.W.M.
	Sproul, Ira Canyon City, Oregon.	1902	0.25	ao ~	Irrigation	Mosier	Main	20 acres in SE ₂ SE ₂ Section 33, T. 15 S.R. 30 E.W.M.
: `	Grant.	1887	0.17	10	Irrigation	Hay Creek	Hay Creek	Section 33, T. 15 S.R. 30 E.W.M.
	· Y	1888	.92	73,55	Irrigation	Stone and Timms	Main	13.55 acres in NWANWA 30 acres in SWANEA Section 4, T. 16 S.R. 30 E.W.M. 30 acres in SWANWA Section 33,
			·		··.			T. 15 S.R. 30 E.W.M.
i					2 02			SILVIES RIVER - 123.

Name and Postoffice Address	Date of	Amount	Number		None of Ditab	SALLER	Double of Lord No.
of Appropriator	Relative Priority	Cubic Feet Per Second	Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Sproul, Ira							
Grant	1899	2.47	198.1	7 Irrigation	Upper & Lower Sproul & Hanson	Ma in	10 acres in SW2SW4 40 acres in SE2SW2 40 acres in SW2SE4 20 acres in SE2SE4 Section 33, T. 15 S.R. 30 E.W.M.
		,		*			13.17 acres in NE NW 1 10 acres in SW NW 2 40 acres in SE NW 2 20 acres in NE SW 2 5 acres in NW SW 2 Section 4, T. 16 S.R. 30 E.W.M.
Stewart, William M. Burns, Oregon.	1884	3 .25	260	Irrigation	Garden ditch and sloughs	Poi so n Creek & Branch of Foley	
	(See Par	agraph 23	3)			slough and springs	40 acres in NELSE1 40 acres in NW1SE1 Section 33, 40 acres in SE1SE1 Section 28, T. 22 SR. 31 E.W.M.
. n	1900	2.06	165	Irrigati ón	Garden Ditch and sloughs	Poison Creek & Branch o Foley sloughs	5 acres in NELSWA 40 acres in SWASWA 40 acres in SEASWA 40 acres in SEASWA 40 acres in SWASEA Section 33, T. 22 S.R. 31 E.W.M.
Stratten, D. Seneca, Oregon.	1903	1,00	80	Irrigation	Stratten	Mai n	30 acres in SEANEA 30 acres in NEASWA Section 12, T. 16 S.R. 30 E.W.M. 20 acres in NWASWA Section 7, T. 16 S.R. 31 E.W.M.
Stratten, Emmitt L. Seneca, Oregon.	1907	0.34	20	Irrigation	Shoestrin	ng Eddingto Jones or Shoestrin Creek	n 10 acres in NE ₄ NW ₄ 10 acres in NW ₄ NW ₄ Section 18, T. 16 S.R. 31 E.W.M.
	1903	1.36	110	Irrigation	Stratten	Main	35 acres in SW2SW2 15 acres in SE2SW2 Section 7, 30 acres in NE2NW2 30 acres in NW2NW2 Section 18, T. 16 S.R. 31 E.W.M.
Stratten, J.J. Seneca, Oregon.	1905	0.42	25	Drrigation	Middle Camp Creek	Camp Creek	25 acres in NE ₄ SW ₄ Section 31, T. 15 S.R. 31 E.W.M.
	1902	0.75	45	Irrigation	Upper Camp Creek	Camp Creek (Upper)	15 acres in Swanwa 30 acres in NWASWA Section 31, T. 15 S.R. 31 E.W.M.
							SILVIES RIVER - 124.
				203			

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
Stratten, J. J.							
Continue d	1906	0.87	58	Irrigation	Camp Creek (Lower)	Camp Creek	5 acres in NWANWA 20 acres in SWANWA 18 acres in NWASWA Section 6, T. 16 S.R. 31 E.W.M. 15 acres in SWASWA Section 31, T. 15 S.R. 31 E.W.M.
· •	1903	0.57	47	Irrigation	Stratten Bros.	Mein	5 acres in NEINE 20 acres in SEINE 22 acres in NEISE Section 1, T. 16 S.R. 30 E.W.M.
Stratten, I. M. Seneca, Oregon.	1892	1,25	75	Irrigation	L.M. Stratten	Van Aspen Çreek	20 acres in SE_SW_ 30 acres in SW_SE_ 25 acres in SE_SE_ Section 9, T. 16 S.R. 31 E.W.M.
	1906	0.17	10 -	Irrigation	L.M. Stratten	Van Aspen Creek	10 acres in NE SE TO Section 9, T. 16 S.R. 31 E.W.M.
Stratten, L. M. and Elmira J. Seneca, Oregon.	1902	0.83	50 /	Irrigation	Stratten	Van Aspen Creek	20 acres in NEINWI 10 acres in SWINWI 10 acres in NEISWI 10 acres in NWISEI Section 9; T. 16 S.R. 31 E.W.M.
	1902	0.91	55~	Irrigation	Stratten	Swicker Creek	Section 5. 15 acres in NE2NE2 Section 8. Section 8. 10 acres in SW2NW2 10 acres in NW2SW2 Section 9. T. 16 S.R. 31 E.W.M.
Stratten, Lucinda Seneca, Oregon.	1905	0.45	36 (Irrigation	Desert	Main	6 acres in NWANWA 30 acres in SWANWA Section 17, T16 S.R. 31 E.W.M.
	1904	1,38	110 ′	Irrigation	Stratten & Danby	Ma in	Section 7. 25 acres in NW2SW2 25 acres in SW2SW2 Section 8. 25 acres in NW2NW2 Section 17. T. 16 S.R. 31 E.W.M.
Sturevant, Grant	1886	1,37	109.91	Irrigation	Overflow and sub- irrigation	 	5.80 acres in NEINWI(Lot 10) 6.15 acres in NWINWI(Lot 11) 12.50 acres in SEINWI 40 acres in NEISEI 9.86 acres in NWISEI(Lot 7) 35.60 acres in SEISEI(Lot 6) Section 36, T. 22 S.R. 30 E.W.M.
				204			SILVIES RIVER - 125.

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
Swain, Albert S. Burns, Oregon.	1887	1.87	150	Irrigation	Sitz- Swain	E.Fork Silvies	50 acres in NW1SE1
Hanney	•				Dam & ditches and slough	and Sloughs	40 acres in SWASEL Section 5. 40 acres in NWANEL 40 acres in SWANWA NE Section 8, See Vol. 3 T. 25 S.R. 32 E.W.M. Page bo5
	1891	•50	40	#rrigation	Sitz swain dam	E. Fork Silvie s and sloughs	10 acres in SWINE 30 acres in SEINE 30 Section 5, T. 25 S.R. 32 E.W.M.
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Swearingen, Frank I. Burns, Oregon.	1908	1.50	120	Irrigation	dams, ditches and sloughs	main	40 acres in NW\(\frac{1}{4}\)SE\(\frac{1}{4}\) 40 acres in SW\(\frac{1}{4}\)SE\(\frac{1}{4}\) Section 10, T. 23 S.R. 31 E.W.M.
Sweek, C.A. & Ella S. Burns, Oregon.	1877	2.80	224.17	Irrigation	McGowen Stinger	Main Silvies River	40 acres in SW1SE1 39.9 acres in SE1SE1(Lot 4) Section 7,
				Cancelled-sp. c	r Rec. Vol. <i>lå</i> 2,5 a c 14	P. 217/ Lot4	40 acres in NEANE2 40 acres in SEANE2 Section 16, 26.77 acres in NWANW2 (Lot 5) 37.4 acres in SWANW2 (Lot 4) Section 17, T. 23 S.R. 31 E.W.M.
Swinney, E.L. Burns, Oregon. (Ella Caldwell successor in interest)	1889	<u>*</u> 76	6 1	Irrigation	Mace & Caldwell	Main	12 acres in NW4NE4 15 acres in SW4NE4 20 acres in NW SE4 14 acres in SW4SE4 Section 25, T. 20 S.R. 29 E.W.M.
	1895	0.94	75	Irrigation	Caldwell	Mei n	8 acres in SWANEA 1 acre in SEANEA 4 acres in NEASEA 15 acres in SWASEA 26 acres in SWASEA 5 acres in SEASEA Section 25. 8 acres in NEASEA(Lot 7) 8 acres in SEASEA(Lot 8) Section 24, T. 20 S.R. 29 E.W.M.
Sylvester, E. P. Burns, Oregon.	1898	1.05	84	Irrigation	Sloughs	Main	Section 6, 22 acres in NELNEL 20 acres in SENEL Section 7, 10 acres in NWLNW 20 acres in SWLNW Section 8, T. 22 S.R. 30 E.W.M.

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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
Thompson Grant Waverly, Oregon. Harray	1887	2.00	160	Irrigation	Sloughs dams & levees	Main	40 acres in NW SW 4 40 acres in SW 5W 5W 5 40 acres in NE 5E 4 40 acres in SE 5E 5 5 5 8. R. 32 E W.M.
	1887	1,00	80	Irrigation	Sloughs dams & levees	Main	40 acres in NE SE 4 40 acres in NW SE 4 Section 8, T. 25 S.R. 32 EWM.
	1887	1,50	120	Irrigation	sloughs dams & Levees	main	30 acres in NE NW 2 40 acres in SE NW 2 20 acres in SW 2NW 2 30 acres in NW 2NW 2 Section 20, T. 25 S.R. 32 E. W.M.
	1889	2.80	231,9	Irrigation	Natural sloughs dams and levees	See year in:	12.63 acres in SE SE (Lot 5) 27.17 acres in SE SE (Lot 6) Section 21, 30.14 acres in SW SE (Lot 10) 27.50 acres in SE SW (Lot 11) Section 22, 17.87 acres in NW NW (Lot 1) 39.66 acres in NE NW (Lot 2) 18.03 acres in NW NW (Lot 3) 46.73 acres in SE NW (Lot 3) 46.73 acres in SE NW (Lot 4).2 11.97 acres in NE NE (Lot 1) Section 28, T. 25 S.R. 32 E.W.M.
Thornburg, Carey Burns, Oregon.	1889	2,00	160	Irrigation	Thornburg & Hotch- kiss Thornburg	Main	40 acres in NE SW 40 acres in SE SW 40 acres in SW 5W 40 acres in NW 5W 40 acres in NW 5W 40 acres in Section 30, T. n23 S.R. 31 E.W.M.
Thornburg, Esther M. Burns, Oregon.	1908	. 2.5	15	Irrigation	Roaring Spring Banch	Rogring Spring Creek	10 acres in Swinwi 5 acres in NEISWI Section 33, T. 20 S.R. 28 E.W.M.
Thornburg, Lee R. Burns, Oregon.	1892	1.34	80	Irrigation	Ditches dams and sloughs	Stenger Creek	15 acres in NELSWARD 7 15 acres in NWASWARD 7 35 acres in NELSWARD 7 15 acres in NWASEA Section 2, T. 21 S.R. 28 E.W.M.
Tyler, Stanton and Lester, Burns, Oregon.	1889	2.00	160	Irrigation	Natural sloughs ditches and levees	Silvies River	40 acres in NEISE 40 acres in NW SE 40 acres in SW SE 40 acres in SE 5 5 5 5 5 5 6 7 . 24 S.R. 31 E.W.M.
							SILVIES RIVER - 127.
				206			

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	
Varien, Daniel N. & Daniel N. Varien as administrator of J.L.Varien estate Burns, Oregon.	1891	4.00	320	Irrigation	ditches dams & sloughs	Foley slough & Poison Creek	40 acres in NEANE 40 acres in SWANE 40 acres in SWANE 40 acres in NWANE Section 20, T. 23 S.R. 32 E.W.M.	
				•		·	40 acres in NE SE 4 40 acres in SE SE 4 40 acres in SW SE 4 40 acres in NW SE 4 Section 20, T. 23 S.R. 32E.W.M.	
Varien, Edith and L. J. Varien estate Burns, Oregon.	1906	2,00	160	Irrigation	ditches dams & sloughs	Foley slough and Poisor Creek	40 acres in NE_NE_ 40 acres in SE_NE_ 40 acres in SW_NE_ 40 acres in NW_NE_ Section 19, T. 23 S.R. 32 E.W.M.	
Varien, Margaret Burns, Oregon.	1905	1.00	во	Irrigation	ditches dams & sloughs	Foley slough and Poison Creek	40 acres in NEANWA 40 acres in NWANWA Section 20, T. 23 S.R. 32 E.W.M.	
Walker, Charles Clinton, Ill.	1904	0.87	52	Irrigation	Charles Walker	Myrtle Creek	12 acres in NW2NW2(Lot 4) Section 4, 18 acres in NE2NE2(Lot 1) 22 acres in NW2NE2(Lot 2) Section 5, T. 20 S.R. 30 E.W.M.	
Welcome, J. G. Jr., Welcome, A.C. and Welcome, J.C., Jr., Burns, Oregon.	1908	2.00	160	Irrigation	Welcome McPheeter	Foley & sPoison Creek slough & Poison Creek	40 acres in NE ₄ SW ₄ 40 acres in SW ₄ SW ₄ 40 acres in NW ₄ SW ₄ Section 28, T. 23 S.R. 32 E.W.M.	
Welcome, Frankie,C. Burns, Oregon.	1887	2 _• 55	203,40	Irrigation	dams & sloughs	main	20 acres in SWINE, 25 acres in SEINW (Lot 2) 41.55 acres in NEISW (Lot 3) 41.85 acres in SEISW (Lot 4) 35 acres in NWISE 40 acres in SWISE Section 7, T. 25 S.R. 32 E.W.M.	
Welcome, J.C. Jr., and Allen Jones, Burns, Oregon.	1906	1.98	158.30	Irrigation	dams & ditches & sloughs	main & foley slough	39.28 acres in NENE (Lot 1) 39.02 acres in NWNE (Lot 2) 40 acres in SENE Section 4, T. 23 S.R. 31 E.W.M.	
/ ·	1891	4.00	320	Irrigation	dams, ditches & sloughs	main & Foley slough	40 acres in NE ₄ SW ₄ 40 acres in SE ₄ SW ₄ 40 acres in SW ₅ SW ₄ 40 acres in NE ₄ SE ₄ 40 acres in SE ₄ SE ₄ 40 acres in SW ₅ SE ₄ 40 acres in NW ₅ SE ₄	
				207		·	Section 4, T. 23 S.R. 31 E.W.M. SILVIES RIVER -128.	
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	Date of	Amount	1		1		
Name and Postoffice Address of Appropriator	Relative Priority	Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
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Welcome, A.C. and J.L. Gault, Burns, Oregon.	1888	2.03	162.97	Irrigation	dams, ditches & sloughs	main ;	40 acres in NE NE 40 acres in NW NE 40 acres in NE 1 NW 40 42.97 acres in SE NW (Lot 2)
Harney		,				·	Section 21, T. 25 S.R. 322 E.W.M.
Welcome, J.C. Jr., J.L.Gault and A.C.Welcome Burns, Oregon.	1887	3.00	240 337, 11	Irrigation Tale	ditches dams sloughs	main_	40 acres in NWNE 40 acres in SWNE 42.12 acres in NE NW (Lot 1) 42.37 acres in SE NW (Lot 2) 42.62 acres in NE SW 2
							20 acres in SWASEA Section 18, 20 acres in NEANEA 20 acres in SEANEA 18 acres in SWANEA 32 acres in NWANEA 35 7.11 Section 19, T. 25 S.R. 322 E.W.M.
ì	1887	1.17	187.87	Irrigation	ditches dams sloughs & levees	main	30 acres in NW NE 25 acres in SW NE 20 acres in SE NW (Lot 2) 20 acres in NE SW (Lot 3) 42.87 acres in SE SW (Lot 4)
							20 acres in NW SE2 20 acres in SW SE2 Section 18, 20 acres in NE NE2 Section 19, T. 25 S.R. 322 E.W.M.
Welch, William Canyon City, Oregon.	1903	2.81	225	Irrigation	Welch	main	Section 2, 29 acres in SW4SW4 30 acres in SE4SE4 30 acres in SE4SE4 Section 3,
. ,	1906	1.44	155				30 acres in SWASWA 25 acres in SEASWA 30 acres in SWASEA 30 acres in SEASEA
•							Section 4, 30 acres in NE NE 30 acres in NW NE 26 acres in NW NW 30 acres in NW NW Section 10, T. 16 S.R. 30 E.W.M.
<i>1</i> :	1902	.81	65	Irrigation	Mosier ditch & slough	Main	30 acres in SELSWA 35 acres in SWASEA Section 34, T. 15 S.R. 30 E.W.M.
							SILVIES RIVER - 129.
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				208			

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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
		and the second second					
Wintermeir, A. Burns, Oregon.	1904	.57	34	Irrigation	Winter- meir	Spring creek	20 acres in SEANEA 14 acres in NEANEA Section 12, T. 19 S.R. 31 E.W.M.
,	1889	1.25	100	Irrigation	Winter- meir	main	40 acres in NWANEA 40 acres in SWANEA 20 acres in NEANEA Section 12, T. 19 S.R. 31 E.W.M.
Whiting, Frank Burns, Oregon.	1901	•34	20- (15 Tab	Irrigation	Whiting ditches	Poison Creek	5 acres in SEASWA Section 30, 5 acres in NEANWA 5 acres in SEANWA Section 31, T. 20 S.R. 31 E.W.M.
Whiting, Frank	Sept. 20, 1884 (See Paras	2.00 graph 23	160	Irrigation	dams & di tches	Poison Creek	40 acres in NW1SW1 40 acres in SW1SW2 40 acres in SE2SW2 40 acres in SW2SE2 Section 34
Whiting, Ida and Geo. E. Burns, Oregon.	1903	•40	24	Irrigation		Poison Creek Buck, Dry & Correll	1 acre in NW1NE1 3 acres in SW1NE2 2 acres in SE2NE2 3 acres in NESW2 3 acres in NESW2 2 acres in NESW2 4 acres in NW2SE2 4 acres in SW2SE2 5 Section 35, T. 20 S.R. 30 E.W.M.
Whitney, Alfred B. Burns, Oregon.	1897	2.00	120	Irrigation	Whitney E. & W. side	Cricket Creek & springs	30 acres in NE NW 2 20 acres in SE NW 2 10 acres in NE SW 2 2 acres in NW 3SE 2 2 acres in SW 3SE 2 31 acres in NE SW 2 31 acres in SE SW 3
Williams, Frank J. Burns, Oregon.	1905	1.69	135	Irrigation	Williams	Poison Creek sloughs	20 acres in SWINEI 35 acres in NWINWI 40 acres in SWINWI Section 2,
Young, A.E. Burns, Oregon.	1887	2,00	160	Irrigation	Youngs	Silvies	T. 23 S.R. 31 E.W.M. 40 acres in NWINE 40 acres in NEINE 40 acres in SEINE 40 acres in SWINE Section 30, T. 23 S.R. 31 E.W.M.
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	·	•		209			SILVIES RIVER - 130.

Based upon the foregoing findings and mandate of the Supreme Court which are hereby made a part of this decree, it is ORDERED, ADJUDGED AND DECREED that the various claimants are entitled to the use of water as contained in these findings and decree and are hereby enjoined and prohibited from the use of water in any other amounts, manner or priorities than herein found.

Done and dated at Burns, Oregon, this 23rd day of February, 1926.

(SIGNED) --- DALTON BIGGS.

Circuit Judge.

STATE OF OREGON) ss.
County of Marion)

I, RHEA LUPER, State Engineer of Oregon, do hereby certify that the foregoing copy of Decree in the matter of the determination of the relative rights to the use of the waters of Silvies River and its tributaries, has been by me compared with the original, and that it is a true and correct copy therefrom, and of the whole thereof, as the same appears of record in my office and custody.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of June, 1926.

RHEA LUPER / State Engineer.