

BEFORE THE STATE ENGINEER OF THE STATE OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF THE DETERMINATION OF THE)
RELATIVE RIGHTS TO THE USE OF THE WATERS)
OF COW CREEK, AND ITS TRIBUTARIES, A TRIB^U)
UTARY OF SOUTH FORK OF UMPQUA RIVER.)

FINDINGS AND ORDER
OF
DETERMINATION.

Now at this time the above entitled matter coming on for consideration by the State Engineer, and it appearing that all evidence and testimony has been taken in the above entitled proceeding, and the State Engineer having carefully considered all of such evidence and testimony, and the engineering data and information gathered in accordance with law, and being now fully advised in the premises, makes and orders to be entered of record in his office the following:

FINDINGS AND ORDER OF DETERMINATION

-1-

That on the 15th day of June, 1909, there was filed in the office of the Board of Control of the State of Oregon (afterwards State Water Board, and now State Engineer) a petition signed by B. W. Gilpatrick, requesting a determination of the relative rights of the various claimants to the use of the waters of Quines Creek, a tributary of Cow Creek; that on the 19th day of October, 1910, there was filed in the office of the Board of Control a petition signed by J. W. Johnson and Julius Hagen, requesting a determination of the relative rights of the various claimants to the use of the waters of Windy Creek, a tributary of Cow Creek; that on the 25th day of August, 1919, there was filed in the office of the State Water Board of Oregon a petition signed by O. C. Sether, Carl J. Sether, Victor C. Sether and Olger G. Sether, requesting a determination of the relative rights of the various claimants to the use of the waters of Cow Creek, a tributary of South Fork of Umpqua River. That the State Engineer after a full investigation and due consideration of said petitions, finding the facts and conditions such as to justify it, fixed a time for the making of the necessary surveys and examinations as would enable him to determine the relative rights of the various claimants to the use of the waters of Cow Creek and all its tributaries.

-2-

That a notice was prepared by the State Engineer setting forth the date when the State Engineer, or his assistants, would begin the investigation of the flow of said Cow Creek and its tributaries, and the ditches diverting water therefrom, and said notice was published in two issues of the Roseburg News-Review, a newspaper published daily at Roseburg, Douglas County, Oregon, and of general circulation in said

county; said two issues being those of September 9th and 16th, 1926, and the date of the last publication of said notice being more than ten (10) days prior to the date fixed for the beginning of the measurements of said stream by the State Engineer.

-3-

That duly qualified assistants of the State Engineer did proceed to make examinations, surveys and measurements of said stream and its tributaries, and of the ditches and canals or other works diverting water therefrom and surveys of the lands irrigated, and gathered such data and information as were essential to the proper determination of the relative rights of the parties interested; which said observations and measurements were reduced to writing and made a matter of record in his office. And the State Engineer did cause to be prepared a set of maps or plats on a scale of four inches to the mile, showing with substantial accuracy the course of said stream and its tributaries, the location of each ditch or canal diverting water therefrom, and the number of acres of land which had been irrigated in each legal subdivision; blue prints of said maps and plats being now on file and a part of the record herein.

-4-

That as soon as practicable after the examination and measurements were completed as described in the preceding paragraph, the State Engineer did prepare a notice setting forth a place and time certain when he would begin the taking of testimony (statements and proofs of claim) as to the relative rights of the various claimants to the use of the waters of said stream and its tributaries, that said notice was published in two issues of the Roseburg News-Review, a newspaper published daily at Roseburg, Douglas County, Oregon, and of general circulation in said county; said two issues being those of June 1st and 7th, 1928, and the last publication of said notice being more than thirty (30) days prior to the first date fixed for the taking of claims by the State Engineer.

-5-

That the State Engineer did send by registered mail to each person, firm or corporation claiming a right to the use of any of the waters of said stream, and to each person, firm or corporation owning or being in possession of lands bordering on or having access to said stream or its tributaries, insofar as said claimants and owners and persons in possession could reasonably be ascertained, a notice similar to such published notice, setting forth the date when the State Engineer or his authorized assistants would receive the statements and proofs of claim of the various claimants to the waters of said stream and its tributaries. That said notice was mailed at least thirty (30) days prior to the date set therein for the receiving of claims in each instance. And the State Engineer did enclose with each of said notices a blank form upon which the claimant or owner could prepare in writing all the particulars necessary for the determination of his rights, under oath.

That the time and place when and where the State Engineer, or his duly authorized assistant should attend and receive the claims of the various parties was fixed as follows, to-wit:

On Thursday and Friday, July 12 and 13, 1928, at the Auditorium, at Glendale, Oregon.

And for a period of 30 days, beginning with Monday, July 23rd, and ending with Tuesday, August 21, 1928, at the office of the State Engineer in the Capitol Building, at Salem, Oregon.

That during the period so specified in such notice, claims to the use of the waters of said stream and its tributaries were filed by the following parties, to-wit:

Albro, Estate of John H.,	Azalea, Oregon.	Kaufman, John F. & Sons,	Portland, Ore.
Barry, Winnifred,	Dothan, Oregon	Lystol, John O., & N. E. Stuvland,	Glendale, Ore.
Bayer, Jacob,	Glendale, Ore.	Lystol-Lawson Lumber Co.	Glendale, Ore.
Burch, James,	Glendale, Ore.	Meranda, Mrs. S. J., Sebastopol,	California
Burnett, C. L.,	Glendale, Ore.	Miller, Estate of Mrs. Stephen R.,	Grants Pass, Ore.
Bussell, James S.,	Glendale, Ore.	Morgan, J. S., or C. J.	Glendale, Ore.
Cheney, George,	Azalea, Ore.	Mosby, E. B.,	Glendale, Ore.
Condray, W. O.,	Glendale, Ore.	Nail, Viola,	Glendale, Ore.
Cow Creek Irrigating Co.,	Glendale, Ore.	Nail, W. W.,	Glendale, Ore.
Cunningham, F. R.,	Glendale, Ore.	Neuner, George, Jr.,	Portland, Ore.
Cunningham, G. A.,	Glendale, Ore.	Nichols, B. S.,	Riddle, Ore.
Damewood, Louvina E.,	Azalea, Ore.	North Pacific Mortgage Co.,	Seattle, Wn.
Dark, F. E., & Della G.,	Glendale, Ore.	Oldenberg, Barney, Garrett, George, John,	
Dean, Nancy,	Port Orford, Ore.	Louie, Wm., & Rena Vander-mullen,	Azalea, Ore.
Downey, Barbara E.,	Twisp, Wn.	Olinghouse, Chas. W.,	Anchor, Ore.
Durham, G. H., & Gertrude K.,	Portland, Ore.	Olson, G.,	Glendale, Ore.
Durham, Geo. C.		Pete, Andrew,	Glendale, Ore.
Farnam, F. A.,	Azalea, Ore.	Pollock, T. R., & Mrs. T. R.,	Glendale, Ore.
Fetterman, J. J.,	Anchor, Ore.	Roseburg National Bank, The,	Roseburg, Ore.
Garrett, C. O.,	Glendale, Ore.	Ruden, Estate of Axel, - T. Leland Brown,	
Garrett, W. B., & C. O.,	Glendale, Ore.	Agent, The Dalles, Ore.	
Gilham, John R.,	Glendale, Ore.	Scheetz, W. I.,	Anchor, Ore.
Gilpatrick, B. W.,	Glendale, Ore.	Scott, J. L.,	Glendale, Ore.
Glendale, City of	Glendale, Ore.	Sether, Carl J., & Olger,	Glendale, Ore.
Glendale Lumber Company,	Glendale, Ore.	Silver Peak Mines Co.,	Portland, Ore.
Haggarty, J. M.,	Dothan, Ore.	Smith, Chester A.,	Glendale, Ore.
Haight, J. W.,	Glendale, Ore.	Southern Pacific Co.,	Portland, Ore.
Hammersley, E. M.,	Riddle, Ore.	Spalding, Levi,	Azalea, Ore.
Hanks, D. W.,	Anchor, Ore.	Springer, C. R.,	Azalea, Ore.
Hanselman, J. W.,	Portland, Ore.	Swigert, C. F.,	Portland, Ore.
Hartle, C. H.,	Glendale, Ore.	Thomas, J. W.,	Anchor, Ore.
Hartle, J. E.,	Glendale, Ore.	Tripp, F. A.,	Azalea, Ore.
Head, Oscar,	Azalea, Ore.	Tuller, Edith M.,	Glendale, Ore.
Heath, Halbert, Bakersfield,	California	Turner, Geo. W., & Mildred S.,	Glendale, Ore.
Highland Ditch, The,	Glendale, Ore.	Umphlette, Mary E., & Ernest E.,	Lebanon, Ore.
Hull & Ogden,	Glendale, Ore.	Verry, Fred E., & T. A.,	Armington, Ill.
Jackson, W. A.,	Glendale, Ore.	Wagner, Milton A.,	Glendale, Ore.
Jacques, J. A.,	Glendale, Ore.	Warren, J. A.,	Azalea, Ore.
Jacques, S.,	Kerby, Ore.	Wood, Lee	Glendale, Ore.
Jantzer, Frank,	Azalea, Ore.		
Johns, C. E., Estate	Roseburg, Ore.		
Johns, E. L., & L. S.,	Azalea, Ore.		
Johns, Estate of T. B.,	Azalea, Ore.		
Johns, T. C., & A. E.,	Azalea, Ore.		
Johnson, Betsey A.,	Glendale, Ore.		

That the following named persons were duly notified of the proceeding by registered mail and by publication of said notice, as shown by Paragraphs 4 and 5 hereof, and by the affidavits of publication and post office registry receipts in Volume I, (pages 7 to 39) of the evidence herein, and each of them, although so notified, have failed, neglected and refused to appear herein and submit proof of a right to the use of the waters of said stream or its tributaries, if any they have or claim, and that such parties are in default, and that such default is here and now entered against them, and each of them, and said parties are hereby enjoined and inhibited from using or asserting any rights to the use of the waters of said stream, or any tributary thereof, except by, through or under the rights of the persons whose water rights are defined herein, or under and by virtue of permits issued by the State Engineer:

Abel, Lena M.	Bahnert, Edwin L.	Boggess, M. A.
Able, Wm. M.	Baird, A. M.	Booth, A. R.
Able, W. H.	Baldwin Corp.	Booth, Glenn
Abraham, Leona	Baldwin, Arthur	Booth, Hattie I.
Abraham, Maurice	Bale, Henry W.	Booth, I. W.
Achley, Mrs. Margaret	Ball, Elbert R.	Booth, R. W.
Acker, Chas.	Ball, Lillian	Booth, Velma
Acker, Maud B.	Ball, Sam	Booth, W. S.
Adamson, R. F.	Banks, S. N.	Boren Estate
Adkins, A. R.	Barbour, C. A., Est.	Boskowitz, Anselin
Adkins, A. L.	Barker, Hattie C.	Bowerey, Barbara
Amspoker, Mrs. T. J.	Barrett, W. C.	Boyer, John H.
Aekins, Samuel	Barry, Timothy D.	Bozarth, A. H.
Agnew, L. S.	Barstow, E. S.	Bozarth, Arthur
Aikins, A. L.	Barton, Mrs. W. S.	Bradshaw, Geo. L.
Akey, E. J.	Baseel, Samuel J.	Bradley, J. S.
Albro, Clarence	Bates, James	Bread, Robert V.
Allen Building Co.	Bayer, John B.	Breen, Marie T.
Allen, Chas.	Beals, Delia A.	Breen, Thomas C.
Allen, Margaret	Beals, D. S.	Brown & Brown
Allen, S. D.	Beals, Henry	Brown, Arthur H.
Alrich, Wm. F.	Beals, Mary	Brown, E. E.
Alvord, F. H.	Beatty, A. M.	Brown, Mary E.
Ames, Mrs. W. P.	Bebble, Esther	Brown, Harry F.
Anderson, Andrew	Bebout, C. H.	Brown, Harvey O.
Anderson, Emile	Bebout, May	Brown, John
Anderson, F. E.	Belcher, Bud	Brown, Mary L.
Anderson, John A.	Bell, A. T.	Brown, Josephus
Anderson, Louis F.	Bell, Inez L.	Brown, Laura A.
Anderson, Matt H.	Bell, J. B.	Brown, Morris H.
Anderson, N.	Belon, Marc A.	Brown, S. O.
Andrew, Pete	Bennell, Robert A.	Brown, T. J.
Anson Real Estate & Inv. Co.	Bennett, Mrs. H.M.K.	Brown, Thomas J.
Anstad, H. L.	Bennett, John W.	Brown, Will C.
Armitage, Frank L.	Bennett, Wilmer	Browne, Anne, Estate
Ash, U. I.	Benoennich, A. G.	Burlingame, E. F.
Ashley State Bank	Benson, Henry	Busche, Peter
Asmoth, Victor E.	Berryman, J. J.	Bussell, Ethel
Aspey, G.	Bestol, R. J.	Butler, Mary L.
Atterburg, Lena	Bethany College	Butler, T. J.
Aughney, James B.	Bichford, Chas.	Bwinnell, W. S.
Augustana College	Billups, M. P.	Byron, Fred
Austin, Ella	Blundell, Chas.	
Avann, R. H.	Blundell, C. F.	
Azelia River Ranch	Blundell, E. P.	Cain, Frank
		Campbell & Swigert

Campbell, Lavinia M.
 Canney, Mrs. Mary E.
 Carlson, Chas.
 Carman Mfg. Co.
 Carr, Joy W.
 Carroll, Geo. E.
 Carter, John E.
 Cary, Nathalie
 Cary, Wallace
 Catching, Roy
 Cavender, F. E.
 Chambers, Frank
 Champion, Lee,
 Chapman, C. E.
 Chapman, Wm. E.
 Chase, May L.
 Chase, Oscar
 Chenoweth, Carl W.
 Christensen, Herman
 Christopherson, C.
 Clark, Alice
 Clarke, Mrs. Catherina
 Clark, Elizabeth
 Clark, Ernest G.
 Clark, Winnefred L.
 Clarke, A. G.
 Clausen, Anna
 Cleek, C. C.
 Cline, Jacob
 Clough, Margaret A.
 Cole, Joseph
 Coleman, C. E.
 Collins, O. J.
 Conrad, Elsie M.
 Converse, L. D.
 Cook, C. O.
 Cook, H. S.
 Gordon, Guy
 Cordwell, Alice F.
 Cornutt Brothers
 Cornutt, J. D.
 Cornutt, J. M.
 Cornutt, John L.
 Cornutt, Mary
 Cornutt, Noah
 Cornutt, P. E.
 Coshow, O. P.
 Coshun, R. H.
 Council Creek Lumber Co.
 Cox, Ralph V.
 Craig, R. W.
 Crawford, J. L.
 Crimp, Stanley
 Culber, Lucy E.
 Cunningham, Alexander
 Cunningham, Clara H.
 Cunningham, Ray
 Cunningham, Sina H.
 Currie, Wm. Estate
 Curtis, R. W.
 Cushing, Mrs. E. C.

 Dale, Jessie E.
 Dale, William H.
 Damewood, I. E.
 Damewood, N. H.
 Damewood, Sarah
 Damewood, S. M.
 Damewood, W. H.
 Danford, R. C.
 Daniels, Geo. E.
 Davis, Ellen M.
 Davis, Ronciso, J.
 Day, David H.
 Dean, Nathan O.
 Dean, Mrs. T. Y.

 DeBout, Clarence
 Delacey, J. C.
 Dement, W. E.
 Demund, Mary C.
 Deuner, John
 Dewey, C. E.
 Deyarmond, Mary
 Dickie, Alvin R.
 Dickie, Chas. B.
 Dillard, Mary E.
 Diment, E. P. & Oslo
 Dioss, B. F.
 Dockhill, S. H.
 Dodd, Catherine
 Donahue, Thomas
 Donald, A. H.
 Donnell, G. W.
 Donnell, H. S.
 Douglas Nat'l Bank
 Downey, Mrs. J. B.
 Drury, Minnie
 Duffy & McGallaway
 Dyer, E. E.
 Dyer, Jennie
 Dyer, Ted

 Easley, Chas.
 Easley, Lewis O.
 Eaton, H. A.
 Eddy, B. L.
 Eddy, J. E.
 Edmonds Land Co.
 Edwards, Jas.
 Edwards, Wm.
 Ekland, Chas. W.
 Elder, Edna B.
 Eldredge, Paul
 Eliff, Melvina Est.
 Elliott, Joseph T.
 Embry, J. T.
 Emerson, Robert
 Emerson, R. E.
 Engle, Oscar
 Enstrand, Peter
 Erickson, Sabina A.
 Eugene Bible University
 Evans, Francis E.
 Evans, Leila
 Evans, Ned
 Ewart, E. N.
 Ewart, James
 Ewbank, H. B., Jr.
 Ewing, R. T.
 Ewing, Sarah L.

 Faber, C. C.
 Farrens, W. G.
 Fed Commercial & Svgs. Bk.
 Fehr, Margaret
 Fel, T. F.
 Fifer, James
 Fildew, John H.
 First Nat'l Bk. Ashland
 First Nat'l Bk. Fargo
 First Nat'l Bk. Newberg
 Flanigan, Floral
 Flegel, A. F.
 Foley, Norman J.
 Frank, C. S.
 Frasier, Brownell D.
 Frazer, Gilbert G.
 Frater, Minnie M.
 Frear, Harry
 Froggott, Henry L.
 Frorini, Francis
 Fuch, Chas. E.

 Fulcher, Cora
 Fuller, James O.
 Furth Estate
 Fyfield, Wm.
 Fyoch, Hyman

 Gaddis, Earl C.
 Gaedeke, Henry
 Galarneau, J. D.
 Garrell & Clayton
 Garrison, T. B.
 Gary, Date
 Cary, Paul
 Getshel, W. B.
 Gilbertson, Bent
 Giles Investment Co.
 Gilliam, I. R.
 Gillespie, Frank C.
 Gilman, L. P.
 Gilpatrick, Oren, Est.
 Glarner, Eliza
 Goddard, Wm.
 Gogg, E. G.
 Goin, G. R.
 Gold Bluff Mining Co.
 Gordon, G.
 Gordon, Mrs. Olive
 Gordon, C. H.
 Gorham, Elsie W.
 Grace, William S.
 Grant, G. L.
 Grant, J. C.
 Grant, Maud A.
 Grants Pass Lbr. Co.
 Green, Ella J.
 Greninger, D. P.
 Greniger, Ira L.
 Griffin Transfer Co.
 Griffin, John W.
 Griffin, Rosana
 Griggs, Garrell H.
 Grimsrud, Roy
 Grisenthwaite, Joseph
 Griswald, Ella H.
 Gritzmacher, A. B.
 Grout, Willard
 Grubbe, Chas. A.
 Guaranty Trust Co., The
 Guerrettay, Mrs. J. M.
 Gulickson, Olaf

 Hubbard, Willard
 Haefield & Sether
 Haganson, Andrew
 Hagstrom, P.
 Hall, H. B.
 Hall, Harley B.
 Hamelman, Edward
 Hamilton, G. F.
 Hand, J. A.
 Hand, J. M.
 Hansen, Hans J.
 Hansen, Ida C.
 Hansotter, Paul
 Harden, John H.
 Hardine, Geo. L.
 Harding, Lester J.
 Hare, Horace E.
 Harrel, F. N.
 Hart, Fred L.
 Hasten, Percy K.
 Hausotter, P. E.
 Hawley, Earl V.
 Hayes, B. E. & Elsie S.
 Head, Georgia
 Heilner, Joseph J.

Helgers, Jennie,
 Heller, W. L.
 Henderson Coal Co.
 Henderson, Wm.
 Hendricksen, C. F.
 Henninger, L. E.
 Henslee, C. B.
 Henslee, J. B.
 Henslee, Ruth
 Herrold, Alfred E.
 Hewitt Land Co.
 Hicks, Eliza A.
 Hilgers, Conrad & C. R.
 Hicks, Fred
 Hilker, Mary
 Hilkey, Bert
 Hill, Frank
 Hill, J. N.
 Hinkson, Mae
 Hobbs, Chas.
 Hobbs, Guy R.
 Hoey, A. S.
 Hoffard, Albert
 Hokum, Lela
 Holden, Donald F.
 Holden, Madge
 Holdridge, Robert E.
 Homan, Nellie
 Hoover, Evelyn
 Hopkins, C. F.
 Hosking, Tecla Marie
 Hosking, Wm. A.
 Howard, Alta Loraine
 Howard, Liva S.
 Howard, Lulu M.
 Howlett, Richard W.
 Huber, Jacob H.
 Huffman, Arthur
 Hugh, John
 Hughes, Frank H.
 Hulbert, A. E.
 Humphreys, Mrs. E. J.
 Huntley, Wm. A.
 Hutcheson, C. C.
 Hutcheson, Sena

 Ingram, Frank C.
 Irving, Ida F.
 Ising, A. M.

 Jackson, Mrs. A. D.
 Jackson, C. S.
 Jackson, John
 Jackson, J. J.
 Jackson, Mina P.
 Jackson, R. S.
 Jacobson, Alta L.
 Jacobson, Anna K.
 Jaques, A.
 Jantzer, Geo. L.
 Jantzer, J. H.
 Jantzer, Sylvia
 Jenks, H. J.
 Jenks, L. R.
 Jenks, Rachel
 Jenks, T. R.
 Jennings, Mrs. L. L.
 Jennings, Wm.
 Jenson, Paul
 Johnson, Alfred
 Johnson, B. N.
 Johnson, Jay F.
 Johnson Lumber Co.
 Johnson, M. R.
 Johnson, O. J.
 Johnson, T. W.
 Johnson, Willis

 Johnston, R. E.
 Jones, Edith
 Jones, Mrs. Eva
 Jones, Evelyn C.
 Jones, L. L.
 Jones, Louis S.
 Josselyn, Mrs. M. V.
 Joyce, Eddie F.
 Juntzer, Rosa

 Kellor, Lee
 Kennedy, R. Q.
 Kennedy, S. H.
 Kissinger & Eldridge
 Kissinger, Herman
 Kissinger, H. J.
 Kitzmiller, Martin
 Knudsen Auto Co.
 Koch, John G.
 Koehler, Fred W.
 Keckel, Edwin
 Kohlhagen, Nora
 Kreedler, E. G.
 Kreedler, F. L.
 Kroch, H. G.

 Labor, Henrietta P.
 Ladd, F. C.
 Ladou, Herbert
 Lampman, Jordan
 Lander, E. A.
 Lander, Earl A.
 Lander, W. J.
 Landis, E. A.
 Lane, Lunnus
 Larson, Ole
 Lawrence, John C.
 Lawrence, J. R.
 Lawson & Darby
 Lawson, H. W.
 Lawson, Thomas E.
 Lawson, T. G.
 Lawston Lumber Co.
 Ledgerwood, J. M.
 Lee, Everard

 Lee, Geo. H.
 Lee, Lola
 Lee, McCanna

 Leen, Frank O.
 Lenfest, Fannie B.
 Lenox, Ella
 Levy, Louis
 Lewis, C. N.
 Liebhart, Ella R.
 Linden, H.
 Lindsey, O. J.
 Lindstedt, Edwin
 Link, David
 Linn, Robert A.
 Linton, Newton
 Little, E. E.
 Lobbers, William
 Logsdon, A. V.
 Logsdon Brothers
 Logsdon, C. E.
 Logsdon, Grace I.
 Logsdon, O. V.
 Loomis, H. F.
 Loxley, G. E.
 Looney, H. P.
 Loughridge, M. N.
 Lounsbury, C. A.
 Lovegran, Chas. W.
 Lowrie, Harold N.
 Lunz, Henry

 Lyman, Frank

 MacGregor, Duncan
 Machall, B. F.
 Malcolm, Charlotte A.
 Mansfield, Henrietta
 Marks, Willard L.
 Marsh, W. J.
 Marshall, Leonard
 Martin, J. E.
 Martindale, James D.
 Martindale, Robert L.
 Maxwell, Frank & Walter S.
 Mayes, W. A.
 Mayer, Clarence N.
 Maze, Wm. J.
 McAboy, Wm. L.
 McBee, Walter
 McClymount, Wallace O.
 McCollum, Virgie
 McComb, A. C.
 McDaniel, L. J.
 McDougall, F. C.
 McFadden, G. C.
 McFee, Malcolm
 McGee, J. T.
 McGinnis, Jas. A.
 McGinnis, J. W.
 McGinnis, Joe. W.
 McGregor, A.
 McGregor, Mrs. F. C.
 McIntire, G. J.
 McIntire, Nevina
 McLean, Alice Fay
 McLeod, Arthur
 McLynn, Geo. F.
 McMains, Francis A.
 McTurk, Olive B.
 Meacham, Russel C.
 Meezer, Geo.
 Meierhead, Alice A.
 Menasha Wooden Ware Co.
 Meredith, Geo. S.
 Meyer, A. George
 Middleton, Clark
 Miller, Ada F.
 Miller, Geo. H.
 Miller, Harry P.
 Miller, Mrs. Marie
 Miller, Warren
 Miller, Wm.
 Miller, W. L.
 Mills, J. C.
 Minan, Hulda M.
 Miners, Henry & Margetta
 Moolick, C. J.
 Moore, John
 Morehead, Dora
 Morehead, J. D.
 Morgan, Catherine
 Morris, J. W.
 Moss, R. E.
 Mosthof, Chas.
 Mosthof, Joseph
 Mosthof, Martha
 Motor, R. B.
 Muir, R. E.
 Mutual Life Insurance Co.

 Nail, Chas. T.
 Naples, Chas.
 Naughton, Terrance
 Nay, Lydia
 Nay, J. R.
 Needham, Mrs. Nellie
 Neff, Burnham
 Neff, Matie R.

Neiderheiser, Sarah E.
 Neilson, Caroline
 Ness, S. L.
 Netherly, Francis L.
 Neuner, John
 Newland, C. E.
 Newman Brothers
 Newman, Mary
 Newman, Wm.
 Ney, Nicholas
 Nichols, Addie
 Nichols, J. E.
 Nichols, Minnie
 Nichols, O. F.
 Nichols, U. S.
 Nikulas, Emma
 Nitteberg, Frank
 Norman, Chas.
 North, Mrs. C. L.

 O'Donnell, Guy
 Olin, John
 Oliver Leisure Lumber Co.
 Olsen, Hilda F.
 Olson, A. B.
 Olson, Olaf
 Olson, Roy
 Orchild, T. E.
 Osborne, Mrs. Marie
 Owen, Maggie May

 Pacific Coast Inv. Co.
 Parks, L. C.
 Parks, W. S.
 Parmly, S. P.
 Patterson, Andrew
 Patty, Chas. A.
 Payne, Robert
 Peal, Hunter
 Pefer, John H.
 Peil, Joyce
 Peil, Joyce Y.
 Pendleton, F. R.
 Perry, D. J.
 Perry, J. B.
 Perry, James E.
 Peters, Jos. F.
 Peterson, Chas. O.
 Peterson, Emile
 Phillyss, W. S.
 Pickett, J. R.
 Pile, Chas. W.
 Pitchford, Mabel M.
 Place, Ralph E.
 Pollack, T. R.
 Poor, M. Ellen
 Porter, Emily A.
 Potest, Geo. T.
 Powell, Lenore
 Powell, L. Hellen
 Pratt, Charlie C.
 Pattie, Glenn
 Pribnow, Fanny
 Prophet, Mrs. J. A.
 Pruden, Harry
 Pruette, Wm.
 Pruner, Ernest S. & Minerva C
 Purmort, J. B.
 Putman, Heo H.

 Cook, I. A.
 Cook, Nellie G.

 Radabaugh, J. C.
 Radabaugh, J. G.
 Rainsford, H. J.
 Rasmussen, F. W.
 Redfield, D. B.

 Redfield, W. H.
 Reed, R. W.
 Regis, W. L.
 Reed, John A.
 Reed, S. D.
 Reeves, J. E.
 Reibel, O. F.
 Rhodes, Esther A.
 Rice, Dorothy
 Rice, J. D.
 Richmeir, F. N.
 Riddle, Abner
 Riddle, A. S.
 Riddle, City of
 Riddle, Ernest D.
 Riddle, Geo
 Riddle, Helen G.
 Riddle, J. B., Estate
 Riddle, J. R. Lawrence
 Riddle, Mary F.
 Riddle State Bank
 Riddle, Salon May
 Ritter, Eva L.
 Ritter, J. F.
 Robert, A. G.
 Robinson, Geo.
 Robinson & Spooner Co.
 Rockhill, F. D.
 Rockhill, S. H.
 Roe, C. G.
 Roe, Robert P.
 Rostermundt, J. N.
 Russell, S. H.
 Rust, R. H.
 Ryan, Melvina
 Ryan, M. S.
 Ryan, Thos. M.
 Rychard, C. W.

 Sabene, Fisher
 Sabene, Jacob
 St. Clair, Charlie U.
 Sanborn, G. E.
 Sanders, Charlotte
 Sanders, John
 Satler, J. B.
 Savage, C. B.
 Savage, Lucy B.
 Savage, J. T.
 School District No. 77
 Schroeder, Frankie
 Schroeder, Wm.
 Schusman, Jennie M.
 Schwanke, Conrad L.
 Scott Graff Lumber Co.
 Seattle-Portland Logging Co.
 Seasions, E. A.
 Sether, Anna B.
 Sether, A. F.
 Sether, Luella
 Sether & Swenholt
 Shattuch, Frank L.
 Shea, John
 Sheeney, Geo.
 Sheller, William
 Sheppan, Geo.
 Shopp, Joseph
 Short, G. A.
 Skella, Harrietta A.
 Skella, Joseph
 Simmons, C. L.
 Simon, Julius, Estate
 Smigley, John M.
 Smith Brothers
 Smith, Cora A.
 Smith, Floyd
 Smith, Mrs. H.
 Smith, O. L.

 Smith, Sadie E.
 Smith, Sofie
 Smith, Stella
 Smith, Vernon W.
 Smith, W. D.
 Snider Dairy & Produce Co.
 Snyder, Anna
 Snyder, D. N.
 Sornes, Anna
 South Side Ditch Company
 Sovereins, Erma
 Springer, C. E.
 Springer, Rudolph
 Stansbery, Ernest
 Stark, Earl B.
 Stark, Everett
 Starks, Elmer
 Stephen, E. L.
 Stephens, Otto
 Stevenson, Theo
 Stewart, A. J.
 Stewart, Mrs. B. A.
 Stewart, M. M.
 Stewart, J. Estate
 Strand, O. T.
 Stranne, Hilma N.
 Stone, May C.
 Strong, Alse
 Strong, Geo. M.
 Stryker, John D.
 Stryker, Susan M.
 Stumbo, C. W.
 Sullivan, T. T.
 Sunford, Stephan A.
 Sutton, C. S.
 Swanson, Frank
 Swanson, Samuel Estate
 Swartz, A. L.
 Swartz, Walter
 Swedish Luthern Bd. of Education
 Swenholt, Casper
 Swenson, C. T.
 Swenson, Halbert

 Tannahill, J. A.
 Tarvie, Inga M.
 Taylor, George
 Taylor, Mrs. Nettie
 Taylor, W. S.
 Tell, Lizzie A.
 Tetterman, John J.
 Thomas, David M.
 Thomas, Elizabeth
 Thompson, Agness J.
 Thompson, Rhoda
 Thorp, J. J.
 Thorne, James
 Tolles, Fred W.
 Topkins, A.
 Tompkins, Maramilia
 Tompkins, Rhoda E.
 Townsend, Robert L.
 Tracy, Mabel
 Treadwell, John B.
 Trunkey, C. F.
 Truxell, Leland B.
 Turner, Gladys
 Turner, Jennie & J. E.
 Turrish, Henry

 Uanglen, Bert
 Ulam, Mrs. Etta
 Union Timber Co.
 U. S. Nat'l Bank of Newberg

 Vail, E. L.
 Van Praag, Chas. J.

Vaughn, James M.	Western State Bank	Winslow, K.
Victory Mine	Wheeler, A. E.	Wolley, Fal Palmer
Von Pessal, Edward	White, Francis G.	Wood, Lemuel S.
	Whiting, E.	Wire, Haddke Parker
Waetzig, E. B.	Whitled, Corirda	Woldseth, Angel
Walker, Chas. E.	Whitted, Mrs. C. P.	Wollenberg, H.
Wallace, Pha	Wilder, Mrs. Myrtle	Woodard, J. Farrar
Ward, Tom	Wilhelm, Geo J.	Woodard, L.
Waters, Geo. E.	Williams, Frank	Woodruff, J. M.
Waterworth, G.	Williams, L. Belle	Woodruff, M. D.
Watkins, Robert	Williams, W. A. L.	Worthington, Clara
Weaver, C. R.	Williams, W. H. A. Estate	Worthington, J. J.
Weaver, Chas. V.	Williamson, A. B.	Wucherpfanning, Mrs. Thorin
Weaver, Frank E.	Willis, Mrs. A. J.	Wunsch, J. P.
Weaver, Otto	Willis, A. Jane	
Welch, Alice	Wilson, Auston	Yarwood, E. E.
Wells, Charlotte B.	Wilson, Grethhen	Yarwood, Eliza
Wells, Emily L.	Wilson, J. Ed	Yernberg, C. A.
Welsh, John C.	Wilson, Thomas	Yocum, J. A. J.
Weniman, A.	Windemeir, Leo	Yokum, Thomas H.
Wesle, Herman	Windslow, W. C.	Young, C. A.
Wess, Hugh E.	Winkler, Walter R.	Young, Ivan B.
West, Dan L.	Winn, M. L.	
Western Ore. Conference	Winningham, D.	
Ass'n. of 7th Day Adv.	Winningham, I., Estate	Ziegler, Fred

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That after the completion of the taking of such statements and proofs of claim the State Engineer did, on the 13th day of October, 1928, give notice by registered mail to each of the various claimants to the use of the waters of said stream or its tributaries, that at the times and places named in said notice, to-wit:

On Friday and Saturday, October 26 and 27, 1928, at the Auditorium at Glendale, Oregon.

And from Thursday, November 1, until Thursday, November 15, 1928, inclusive, (Sundays and holidays excepted) at the office of the State Engineer in the Capitol Building at Salem, Oregon;

the testimony and proofs of claim theretofore filed would be open to public inspection. That said notice did also state therein the county in which the determination of the State Engineer in said proceeding would be heard by the Circuit Court of the State of Oregon, to-wit: The County of Douglas.

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That duly authorized representatives of the State Engineer did attend in accordance with said notice as described in the preceding paragraph, and keep said claims open to public inspection at said times and places. That within the time fixed by law therefor, the following contests were initiated by the filing with the State Engineer of notice of contest in writing:

1. M. Hull and J. Ogden, Contestants, v. W. B. Garrett and C. O. Garrett, Contestees.
2. C. J. Sether and O. G. Sether, Contestants, v. George W. Turner and Mildred S. Turner, Contestees.
3. C. O. Garrett, Contestant, v. George W. Turner and Mildred S. Turner, Contestees.
4. Cow Creek Irrigating Company, Contestant, v. George W. Turner and Mildred S. Turner, Contestees.

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That after the filing of said statements of contest the State Engineer did fix a time and place for the hearing of each of said contests, and did on the 21st day

of February, 1929, serve notice of hearing of said contests on each of the parties to said contests, the date fixed for hearing being more than thirty days and less than sixty days from the date the notice of said hearings was served on said parties.

That prior to the date set for the hearing of said contests, a petition was filed in the office of the State Engineer requesting a postponement of said hearing, said petition being approved by an order of the State Engineer dated March 27th, 1929, ordering that the date for said hearing be postponed until Tuesday the 30th day of April, 1929. That upon the date and at the time as fixed by said order, to-wit: Tuesday, April 30th, 1929, at 10:00 o'clock, A. M., in the Auditorium at Glendale, Douglas County, Oregon, the hearing of said contests was commenced before the State Engineer, and reporter for the State Engineer. The above hearing as set out was continued until each of said contests was fully heard, settled or otherwise disposed of.

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Contest No. 1:

M. Hull and J. Ogden,
Contestants,

vs.

W. B. Garrett and C. O. Garrett,
Contestees.

This contest was directed against proof No. 20, wherein Contestees claimed a right to irrigate 19.3 acres from Quines Creek, with a date of priority of July 24, 1862. The contest was settled by stipulation, the contestees agreeing to take a priority date of 1870 for 7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, T. 33 S., R. 5 W., W. M., and that the rights of contestants in and to the waters of the West Fork of Quines Creek shall be prior and superior to any rights which contestees may have in said creek. In so far as the stipulation would attempt to waive the contestees' priority, as to the contestants, it must be construed as a waiver against all other users on said stream having a priority earlier than 1869. The contestees will be allowed a right for 7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, with a priority of 1870, and a right for 3.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 5.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, all of Section 1, T. 33 S., R. 5 W., W. M., with a priority of 1869, but such right will be inferior and subsequent in time to that of contestants.

Contest Nos. 2, 3, 4:

Contest No. 2

C. J. Sether and O. G. Sether,
Contestants,

vs.

Geo. W. Turner and Mildred S. Turner,
Contestees.

Contest No. 3

C. O. Garrett,
Contestant,

vs.

Geo. W. Turner and Mildred S. Turner,
Contestees.

Contest No. 4

Cow Creek Irrigating Company,
Contestant,

vs.

Geo. W. Turner and Mildred S. Turner,
Contestees.

The above contests were directed against proof No. 85, wherein Contestees claimed a right to irrigate 30 acres of land from Cow Creek through the Cow Creek Irrigating Company Ditch with a priority date of 1902. An inchoate right was claimed for fifteen of the thirty acres, and it was the contention of the Contestants that the Contestees had never irrigated the lands for which a water right was claimed and that the lands could not be irrigated by gravity flow.

In 1902 the Cow Creek Irrigating Company entered into a contract with the predecessors of the Contestees, wherein it was agreed that in part consideration of the granting of a designated right of way for its ditch across the lands of Contestees, that the company would furnish the predecessor of Contestees the free use of twenty-five miners inches of water from said ditch. It appears that the grade of the ditch as constructed across the lands of the Contestees is of such a character that it requires checks to be placed in the channel of the ditch in order to raise the water level therein and permit the water to be diverted on the lands of Contestees. It is contended by the Contestants that the checking of the ditch causes the water to raise and back up in the ditch to such an extent that the water overflows its banks and prevents the users below the lands of Contestees from getting their allowed quantity of water.

The Contestants concede the right of Contestees to the use of twenty-five inches of water but considerable differences exist between the parties as to the means employed to divert the water from the ditch. The contract was silent as to the

place on the company's ditch that the Contestees might divert the water. The company attempted to prevent the Contestees from making cuts in its ditch for the purpose of getting the water, and the Contestees appealed to the State Engineer who advised the Contestees as to how the diversion might best be accomplished so as to interfere as little as possible with other users from the ditch. The Contestees followed the suggestions offered and the Contestant company sought to restrain the Contestees from interfering with the ditch. The Court dismissed the suit and held the Contestees were entitled to the water and that it could be diverted in accordance with the advice of the State Engineer. At the hearing of this contest the parties hereto stipulated that the water during the irrigation season of 1929 be distributed under the direction of the State Engineer, which was done, and it appears that the method of distribution employed was satisfactory and met with the approval of the parties.

During the hearing it was stated by the attorney for the Contestants that the reason the acreage claimed by Contestees was contested was due to claim being made for certain acreage above the ditch. The Contestees acknowledged this to be an error and asked that the claim be amended in this respect so as to show the lands in the proper forty-acre tracts as shown by a map filed by Contestees and introduced as an exhibit in these proceedings.

After considering the record made in this contest it appears that the only question involved is one of administration, rather than the determination of a water right. The Contestees will be allowed the right to the use of that quantity of water necessary for the irrigation of 30 acres of land, as described in the tabulation hereinafter made a part of these Findings, with a date of priority of 1901, and such right will be limited to the diversion of 25 miners inches for said purpose. Contestees will also be allowed two years from the time these Findings are filed with the Circuit Court within which to apply the water to beneficial use upon the lands for which an inchoate right is claimed and herein allowed, which time may, upon good cause shown, be extended upon application made to the State Engineer.

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Contest No. 5:

Southern Pacific Company,
Contestant,

vs.

John F. Kaufman And Sons,
Contestees.

Contestees filed proof No. 48, claiming a right to irrigate 28.2 acres of land from Cow Creek with a priority date of 1901.

On June 4th, 1929, Contestees filed a petition with the State Engineer for leave to amend their proof so as to include the right to irrigate an additional

31.8 acres. It appearing that material evidence was obtained by Contestees, not known at the time the original claim was filed, the State Engineer entered an order allowing the amended claim and requiring Contestees to notify by registered mail all parties claiming a right to the use of the waters of Cow Creek which might be affected thereby, and that said parties be allowed thirty days within which to contest said claim as amended. On the 29th day of June, the State Engineer did notify by registered mail all parties which appeared to be affected by the amended claim of Contestees as shown by post office registry receipts in Volume 1, pages 79 and 80, of the evidence filed herein.

Within the time fixed for the acceptance of contests against said amended claim, the above contest was filed and thereafter the State Engineer fixed a time and place for hearing of said contest and did on the 30th day of December, 1929, serve notice of hearing of said contest on each of the parties thereto, the date fixed for said hearing being more than thirty days and less than sixty days from the date notice of said hearing was served on said parties. That prior to the date and place as fixed for said hearing, a stipulation was filed with the State Engineer disposing of said contest, a copy of which follows, and shall govern the rights of the parties thereto:

BEFORE THE STATE ENGINEER OF OREGON

DOUGLAS COUNTY

 IN THE MATTER OF THE DETERMINATION)
 OF THE RELATIVE RIGHTS TO THE USE)
 OF THE WATERS OF COW CREEK AND ITS)
 TRIBUTARIES, A TRIBUTARY OF SOUTH)
 FORK OF UMPQUA RIVER.)

STIPULATION

SOUTHERN PACIFIC COMPANY, a)
 corporation,)
 Contestant,)
 vs.)
 JOHN F. KAUFMAN AND SONS,)
 Contestees.)

Contest No. 5.

It is hereby stipulated and agreed by and between John F. Kaufman and Sons, contestees herein, and Southern Pacific Company, contestant, that the rights of said John F. Kaufman And Sons to the waters of Cow Creek, Douglas County, Oregon, as petitioned for in their amended Statement and Proof of Claim dated June 1, 1929, shall be subject and inferior to said Southern Pacific Company's now existing rights under permit No. 3406, final certificate No. 2340, and its use of water at Glendale, West Fork, and Byers stations; as covered by its statement and proof of claim in this proceeding; and it is further stipulated and agreed that the adjudication herein, and any permit and certificate issued to John F. Kaufman And Sons in accordance therewith, shall expressly provide that the water rights of John F. Kaufman And Sons under their aforesaid amended Statement and Proof of Claim are inferior and subject to those of Southern Pacific Company as aforesaid; and it is further

stipulated and agreed that Southern Pacific Company shall and does hereby withdraw its contest of said John F. Kaufman And Sons' aforesaid amended Statement and Proof of Claim.

SOUTHERN PACIFIC COMPANY

By Alfred A. Hampson
General Attorney
Lines in Oregon.

JOHN F. KAUFMAN AND SONS

By John F. Kaufman
A Member of the Firm.

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Duty of Water:

That considering the character of the soil, kind of crops grown, the length of the irrigating season and the water supply, the right to the use of the waters of Cow Creek and its tributaries as herein defined, shall entitle the holders thereof to the use of the quantity of water which can be applied to beneficial use, but shall not exceed the rate of one cubic foot of water per second of time for each seventy acres of land irrigated during the irrigation season.

The irrigation season on the Cow Creek and its tributaries is hereby fixed as the period from April 1st to October 1st of each year.

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Failure of Water to Flow in Channel:

In case the water flowing in the channel of a stream or ditches sinks or fails to flow down the channel so as to be of benefit to an appropriator having the prior right to its use, the water master shall allow the diversion thereof by the next appropriator in order of priority who can make a beneficial use of such water.

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Stock and Domestic Water:

All parties herein allowed the right to the use of water for stock and domestic purposes shall be entitled to one-tenth of a cubic foot per second for each one thousand head of stock, measured at the place of use, provided, that at no time shall more water be diverted for such purposes than is reasonably necessary for such purposes, and to prevent the ditches and channels used for such purposes from being completely frozen. Rights for stock and domestic purposes shall continue throughout the year.

Rotation:

The water master of the district in which Cow Creek and its tributaries may be situated, may arrange such system or systems of rotation as may be best applicable to the conditions arising from time to time in the distribution of water on such stream. When two or more appropriators agree between themselves as to a system of rotation, the water master shall distribute water to them in accordance with such agreement, provided that in so doing he does not interfere with the rights of other appropriators.

Appurtenancy:

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

Priorities:

That except as otherwise determined herein, the order of the rights of the respective appropriators of the waters of said Cow Creek 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 rights 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 right, and those having prior rights are entitled to divert and use the waters of said creek and its tributaries when necessary for beneficial use in connection with the irrigation of their respective lands or other useful and beneficial purposes for which they are decreed the right of use, at all times against those having subsequent rights without let or hindrance, 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 the natural channel of the stream as it was wont to flow in its natural

course without hindrance 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 priority of their rights; and at all times the waters shall be beneficially, economically and reasonably used without waste by those having a right to the use of such water, and no rights of appropriation are hereby confirmed to divert a greater quantity of water than such appropriator can beneficially use for the purpose to which the water is to be put.

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That except as otherwise modified herein, the rights of the various appropriators of water from Cow Creek and its tributaries, arranged in a tabulated form, with the dates of relative priority of such appropriations, the number of acres to which such appropriations are applied and are now limited, the use or uses to which said water is applied, the name of the ditch or other means by which the water so appropriated has been diverted, the name of the stream or other source from which the water has been used, and the description of the lands upon which the water has been used, the tabulated rights of each appropriator being set opposite and following his name and post office address, are as follows, to-wit:

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
9609 Albro, Estate of John H. Azalea, Oregon (Proof #1)	1885		4	Irrigation, Domestic & Stock	Unnamed Ditch	Albro Creek, trib. of Cow Creek	4.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, T. 31 S., R. 4 W., W. M.
Barry, Winnifred Dothan, Oregon (Proof #2)		(Rights acquired under State Permit No. 342, Certificate No. 868.)			Engineer's No. 868.)		
9610 Bayer, Jacob Glendale, Oregon (Proof #3)	1908		2	Irrigation	2 Unnamed Ditches	Bull Run Creek	2.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, T. 32 S., R. 5 W., W. M.
	Jan., 1909	12.5		Mining			S $\frac{1}{2}$ S $\frac{1}{2}$, Section 25, T. 32 S., R. 5 W., W. M.
		(NOTE: Water used throughout the year for mining purposes.)					
Burch, James Glendale, Oregon (Proof #4)		(Rights acquired under State Permit No. 7708, Certificate No. 8227.)			Engineer's No. 8227.)		
Burnett, C. L. Glendale, Oregon (Proof #5) 51851 T-5395 Δ POU, POU 02 ac Mining 2 $\frac{1}{2}$ ac - SW SW	July 25, 1894		14.2	Irrigation, Domestic & Stock	Tulett Ditch	Quines Creek	4.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 10.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, T. 32 S., R. 5 W., W. M.
Bussell, James S. Glendale, Oregon (Proof #6) 9612	1898		17.6	Irrigation	Unnamed Ditch	Windy Creek	11.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.9 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.2 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24, T. 32 S., R. 6 W., W. M.
Cheney, George Azalea, Oregon (Proof #7) 9618 50132 * 63820 * 63820 T-7797 Δ POU 1 $\frac{1}{2}$ ac NE SE T-7748 Δ POU 02 ac NE SE	Sept. 3 1908		10	Irrigation, Domestic & Stock	John's Ditch	Cow Creek	1.0 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 5, T. 32 S., R. 4 W., W. M.
Condray, W. O. Glendale, Oregon (Proof #8) 9614 67870 T-3974 Δ POU 4 POU (all)	July 25, 1894		12.2	Irrigation, Domestic & Stock	Tulett Ditch	Quines Creek	12.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, T. 32 S., R. 5 W., W. M.
					Dem. Connected Sp. Or. Vol. 31 p. 278		
Cunningham, F. R. Glendale, Oregon (Proof #10) 9615 19630 T-4850 Δ POU, USE 211	1886		25.0	Irrigation	Cunning- ham Ditch	Windy Creek, trib. of Cow Creek	25.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, T. 32 S., R. 6 W., W. M.
Cunningham, G. A. Glendale, Oregon (Proof #11) 9616 20671 20671 20671 79630	1886		57.0	Irrigation	Cunning- ham Ditch	Windy Creek	8.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 9.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 31.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 6.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33, T. 32 S., R. 6 W., W. M.
					ch. in use and place of use of all these lands as of 2.7 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ - see Co. Or. Vol. 8, p. 258		
9617 Damewood, Louvina E. Azalea, Oregon (Proof #12)	Dec. 3, 1902		6.8	Irrigation	Unnamed Ditch & Flume	Russell Creek	6.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, T. 32 S., R. 4 W., W. M.
					ch. in pt. of div. Sp. Or. vol. 8, p. 526		

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
Mark, F. E. & Della G. Glendale, Oregon (Proof #14) 0 r-4919 Δ POD all	1896		50.6	Irrigation	Ramey Ditch	Windy Cr.	4.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 14.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 25.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, T. 32 S., R. 6 W., W. M.
an, Nancy Port Orford, Oregon (Proof #13)	1899		10	Irrigation	Barton Ditch	Woodford Creek	10.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, T. 32 S., R. 5 W., W. M.
wney, Barbara E. Twisp, Washington (Proof #15)	1908		4.8	Irrigation, Domestic & Stock	T. C. Johns & Sons D.	Cow Creek	2.6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.2 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 5, T. 32 S., R. 4 W., W. M.
rham, Geo. C., 132 E. 12th St., Portland, Ore. rham, G. H., Board of Trade Bldg. Portland, Ore. rham, Gertrude K. Grants Pass, Ore. (Tenants in common) (Proof #16)	1865	65		Mining	Tennessee Ditch or Douglas Mine D.	Tennessee Cr., trib. Quine's Cr. & Quine's Creek	The W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 35, T. 32 S., R. 5 W., W.M.; the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 35, T. 32 S., R. 5 W., W.M.; the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 2, T. 33 S., R. 5 W., W.M.; the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 2, T. 33 S., R. 5 W., W.M.; the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 35, T. 32 S., R. 5 W., W.M.; the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 35, T. 32 S., R. 5 W., W.M.; the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 2, T. 33 S., R. 5 W., W.M.; the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 35, T. 32 S., R. 5 W., W.M.; the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, the W $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and the W $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 2 in T. 33 S., R. 5 W., W.M.; and the E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 2 in T. 33 S., R. 5 W., W.M.; the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 22, T. 33 S., R. 5 W., W.M., all in Douglas County, State of Oregon.
							(NOTE: The right to the use of water for mining is restricted to the period from November to May, inclusive, of each year.)
rnham, F. A. Azalea, Oregon (Proof #17)	Sept. 30, 1907		36.4	Irrigation	Johns Irrigation Ditch	Cow Creek	5.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 30.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, T. 32 S., R. 5 W., W. M.
atterman, J. J. Anchor, Oregon (Proof #18)	April 7, 1906		6.0	Irrigation	J.W. Williams Ditch	East Fk. Cow Cr.	0.7 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, T. 32 S., R. 3 W., W. M.

ch. Pt. of Div. # Place of Use
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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
9624 Garrett, C. O. Glendale, Oregon (Proof #19)	Sept. 1901		70.3	Irrigation	Cow Creek Irrigating Co. Ditch	Cow Creek	18.3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.3 acre in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 16.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 28.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 3.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, T. 32 S., R. 6 W., W. M.
9625 Garrett, W. B. & C. O. Glendale, Oregon (Proof #20)	1869		9.3	Irrigation	Arrasta Ditch	Quines Creek	3.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
	1870		10.0				7.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 3.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, T. 33 S., R. 5 W., W. M.
	(NOTE: See Findings, pp. 11, page 9.)						
9626 Gilham, John R. Glendale, Oregon (Proof #21)	1866		4.0	Irrigation, Domestic & Stock	Mynette Ditches	Springs & Mynette Creek	0.6 acre in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.3 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, T. 32 S., R. 5 W., W. M.
9627 Gilpatrick, B. W. Glendale, Oregon (Proof #22)	1899		2.0	Irrigation	Bayer D.	Bullrun Creek	2.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T. 32 S., R. 5 W., W. M.
9628 Glendale, City of Glendale, Oregon (Proof #23)	June 7, 1906	0.75		Municipal	Dam, Pipe line & 2 reservoirs	Section Creek	Place of Use: City of Glendale, Oregon, and surrounding area in Secs. 4 & 5, T. 33 S., & Secs. 32, 33, T. 32 S., R. 6 W., W. M.
9629 Glendale Lumber Co. Glendale, Oregon (Proof #24)	1886		9.8	Irrigation	Dams & Cunningham Ditch	Windy Creek	9.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, T. 32 S., R. 6 W., W. M.
9630 Glendale Lumber Co. Glendale, Oregon (Proof #25)	May 10, 1898	12.0		General saw-mill purposes including domestic use	Ditches & Glendale Lumber Co. Flume, Log Pond & other works	Bear Creek, Woods Cr. & North Fk. Windy Cr., tribs. of Windy Cr. & Windy Cr.	Place of Use: NE $\frac{1}{4}$ of Sec. 23, and in SW $\frac{1}{4}$ of Sec. T. 32 S., R. 6 W., W. M. Change in pt. of div. and place of use - Sp. Or. Vol. 5, p. 290
(Proof #26)	(Rights acquired under State Engineer's Permit No. 3396 Certificate No. 2784.)						
9631 Haggarty, J. M. Dothan, Oregon (Proof #27)	1908		2.0	Irrigation	2 inch pipe line	Small Gulch 1 mile from West Fk. Cow Creek.	2.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 2, T. 32 S., R. 8 W., W. M.
9632 Haight, J. W. Glendale, Oregon (Proof #27-A)	1893		3.2	Irrigation, Domestic & Stock	Blinn D.	Quines Creek	3.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T. 32 S., R. 5 W., W. M. Change in pt. of div. Sp. Or. Vol. 9, p. 245

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
Hammersley, E. M. Riddle, Oregon (Proof #27-B)							(Rights acquired under State Engineer's Permit No. 7101, Certificate No. 8014.)
Hanks, D. W. Anchor, Oregon 9635 (Proof #28)	Oct. 9, 1905		13.4	Irrigation	Jordan & Williams Ditch	Cow Creek	9.3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 3.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1, 1.1 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, T. 32 S., R. 3 W., W. M.
Hanselman, J. W. Ry. Exchange Bldg. Portland, Oregon (Proof #29)							(Rights acquired under State Engineer's Permit No. 6643, Certificate No. 7502.)
FRANK OWENS Hartle, C. H. Glendale, Oregon 9634 (Proof #30)	1906		11	Irrigation, Domestic & Stock	Chappell Ditch	Quines Creek	11.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 2, T. 33 S., R. 5 W., W. M.
Head, Oscar Azalea, Oregon (Proof #32)							(Rights acquired under State Engineer's Permit No. 8227.)
J.S. Woodruff, Glendale, Heath, Halbert Bakersfield, Calif. 9635 (Proof #33)	1872		4.0	Irrigation	Hagan Ditch	Mill Creek	4.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 4, T. 33 S., R. 6 W., W.M.
Highland Ditch, The Glendale, Oregon (Proof #34)							(Rights acquired under State Engineer's Permit No. 890, Certificate No. 2844.)
Hull & Ogden 34504 Glendale, Oregon 3236 4622 (Proof #35) 46233 Sec 26 Vol. 4 p. 1	1869		29.6	Irrigation	Chrisman Ditch	Quines Creek	5.9 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 15.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.0 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 7.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, T. 32 S., R. 5 W., W. M.
Jackson, W. A. Glendale, Oregon 9637 (Proof #36)	1877		12.7	Irrigation	Jackson Ditch	Quines Creek	12.7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27, T. 32 S., R. 5 W., W. M.
(Proof #37)							(Rights acquired under State Engineer's Permit No. 1968, Certificate No. 1889.)
Jacques, J. A. Glendale, Oregon 9638 (Proof #38)	Sept. 1901		36.6	Irrigation & Stock	Cow Creek Irrigation Co. Ditch	Cow Creek	4.8 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26, 17.7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 3.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35, T. 32 S., R. 6 W., W. M.
(Proof #39)	1908			Domestic	Pipe Line	Unnamed Spring in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, T. 32 S., R. 6 W., W.M.	Place of Use: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, T. 32 S., R. 6 W., 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
9640 Jacques, S. Kerby, Oregon (Proof #40)	Sept. 1901		36.4	Irrigation	Cow Creek Irrigating Co. Ditch	Cow Creek	4.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26, 30.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, T. 32 S., R. 6 W., W. 1.
							<i>ch. in pt. of div. Sp. Or. Vol. 2, p. 4</i>
9641 Jantzer, Frank Azalea, Oregon (Proof #41)	1893	2.5		Mining (Placer)	Unnamed Ditch	Boulder Creek	Place of Use: W $\frac{1}{2}$, Sec. 28, T. 32 S., R. 4 W., W. 1.
				(NOTE: Water used throughout the year for mining purposes.)			
9642 Johns, Estate of C. E. Azalea, Oregon (Proof #42)	Sept. 30, 1907		69.92	Irrigation	Johns Irrigation Ditch	Cow Creek	2.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.42 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, 35.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 31.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14, T. 32 S., R. 5 W., W. 1.
9643 Johns, E. L. & L. S. Azalea, Oregon (Proof #43)	Sept. 30, 1907		23.0	Irrigation	Johns Irrigation Ditch	Cow Creek	11.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 11.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, T. 32 S., R. 5 W., W. 1.
9644 Johns, Estate of T. B. c/o L. S. Johns, Admr. Azalea, Oregon (Proof #44)	1888		7.0	Irrigation, Domestic & Stock	Johns Ditch	Clear Creek, trib. of Cow Creek	2.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, T. 32 S., R. 5 W., W. 1.
9645 (Proof #45)	Sept. 30, 1907		29.0	Irrigation	Johns Irrigation Ditch	Cow Creek	11.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 5.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 12.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, T. 32 S., R. 5 W., W. 1.
9646 Johns, T. C. & A. E. Azalea, Oregon (Proof #46)	Sept. 30, 1907		65.5	Irrigation	Johns Irrigation Ditch	Cow Creek	7.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 12.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, 0.5 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, 20.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 13, T. 32 S., R. 5 W., W. 1.
							<i>ch. pt. of div. Sp. Or. Vol. 2, p. 528</i>
9647 Johnson, Betsey A. Glendale, Oregon (Proof #47)	1872		25.6	Irrigation, Domestic & Stock	Dam & Anderson Ditch	Springs, trib. of Windy Creek & Windy Creek	25.6 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T. 32 S., R. 6 W., W. 1.
							<i>ch. in pt. of div - Sp. Or. Vol. 2, p. 211</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
9648 Kaufman, John F. & Sons 1103 American Bank Bldg., Portland, Ore. (Proof #48-A)	Sept. 1901		60.0	Irrigation	Cow Creek Irrigation Co. Ditch	Cow Creek	5.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 14.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 11.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 15.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 6.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, T. 32 S., R. 6 W., W. 1.
				(NOTE: See Findings, pp. 13, page 11.)			
Kaufman, John F. & Sons 1103 American Bank Bldg., Portland, Ore. (Proof #49)				(Rights acquired under State Engineer's Permit No. 211, Certificate No. 3201.)			
9649 J. E. HARTLE Kruse, Frank (Successor to J. E. Hartle) Glendale, Oregon (Proof #31)	1861		7.6	Irrigation, Domestic & Stock	Clear Creek Ditch	Clear Creek	7.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T. 32 S., R. 5 W., W. 1.
9650 Lystol, John O. & N. E. Stuvland Glendale, Oregon (Proof #50) DT-2340 75525	1890		26.8	Irrigation	Woodford Ditches	Springs, trib. of Woodford Creek, & Woodford Creek 80	0.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 1.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, 0.5 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 13.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 2.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, 1.1 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 3.8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, T. 32 S., R. 5 W., W. 1.
9651 Lystol-Lawson Lumber Company, Glendale, Oregon (Proof #51) T-4951 A POD Cow Cr; Cancel POD Tunnel Cr	1907	2.0		Saw Mill pur- poses	Lystol- Lawson Ditch from Tunnel Creek & Sether Ditch from Cow Creek	Tunnel Creek, trib. of Cow Creek, & Cow Creek	Place of Use; W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 4, T. 33 S., R. 6 W., W. 1.
9652 Miller, Mrs. Stephen R., Estate By Ada F. Miller, Admrx., 411 West D. St., Grants Pass, Ore. (Proof #53)	1903		15	Irrigation	Hill Ditch	Applegate Creek	6.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 9.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, T. 32 S., R. 3 W., W. 1.
9653 (Proof #54)	1906		10	Irrigation	Miller Ditch	Applegate Creek	5.3 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.7 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28, T. 32 S., R. 3 W., W. 1.

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
9654 Morgan, J. S., or C. J. Glendale, Oregon (Proof #55)	Oct. 25, 1907		5.0	Irrigation	Unnamed Ditch	Clear Branch, trib. Clear Creek	5.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2, T. 32 S., R. 5 W., W. M.
9655 Mosby, E. B. Glendale, Oregon (Proof #56)	1898		11.8	Irrigation	Fortune Branch Ditch	Fortune Branch	8.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 3.6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20, T. 32 S., R. 5 W., W. M.
9656 Nail, Viola Glendale, Oregon (Proof #57)	1901		2.0	Irrigation	Johnson Ditch	Windy Creek, trib. of Cow Creek	2.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T. 32 S., R. 6 W., W. M.
9657 Nail, W. W. Glendale, Oregon (Proof #58)	1894		5.4	Irrigation, Domestic & Stock	Nail Ditch	Wood Creek, trib. Windy Creek	2.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 2.9 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, T. 32 S., R. 6 W., W. M.
Neuner, George, Jr. 1205 E. Pine St., Portland, Oregon (Proof #59)							(Rights acquired under State Engineer's Permit No. 5831, Certificate No. 6679.)
9658 Nichols, B. S. Riddle, Oregon (Proof #60)	1865		7.9	Irrigation	Ditch #2	Nichols Creek	7.9 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, T. 30 S., R. 6 W., W. M.
	1898	0.66	6.8	Irrigation & Dev. 3 H.P.			6.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27, T. 30 S., R. 6 W., W. M.
North Pacific Mortgage Co. 208 Columbia Street, Seattle, Washington (Proof #61)							(Rights acquired under State Engineer's Permit No. 211, Certificate No. 2843.)
(Proof #62)							(Rights acquired under State Engineer's Permit No. 890, Certificate No. 2844.)
9659 Oldenberg, John, George, Louie, Barney, Garrett, Wm., and Rena Vandermullen Azalea, Oregon (Proof #63)	Sept. 30, 1907		72	Irrigation, Domestic & Stock	Johns Irrigation Ditch	Cow Creek	5.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, 3.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 35.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 20.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14, T. 32 S., R. 5 W., W. M.
9660 Olinghouse, Chas. W. Anchor, Oregon (Proof #64)	1887		16.5	Irrigation & Domestic	Upper, Middle & Lower Ditches	Maple Creek (W. Branch)	9.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 7.1 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, T. 31 S., R. 3 W., W. M.

*Change in point of div
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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
9661 Olson, G. Glendale, Oregon (Proof #65)	1898		0.5	Irrigation	"V" Flume	Cedar Creek, trib. of Mill Creek	0.3 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.2 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4, T. 33 S., R. 6 W., W. M.
9662 Pete, Andrew Glendale, Oregon (Proof #66) 43560 & 47272	1907		7.6	Irrigation	Unnamed Ditch	Tunnell Creek	0.1 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 7.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, T. 33 S., R. 6 W., W. M.
9663 Pollock, T. R., & Mrs. T. R. Pollock Glendale, Oregon (Proof #67)	June 14, 1897		10	Irrigation, Domestic & Stock	Jim Creek Irrigation Ditch	Jim Creek	10.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, T. 32 S., R. 5 W., W. M.
9664 S. Frank Cook, Successor to Roseburg National Bank, Inc., The Roseburg, Oregon (Proof #68)	1856	25.0		Mining & Domestic	Merriman Ditch, and Reservoir for Victory Placer Mine	Merriman Creek, trib. Cow Creek	In Sec. 33, T. 32 S., R. 7 W., W. M.
9665 (Proof #69)	1856	12.5		Mining	Tuller Ditch	Tuller Creek, trib. to Cow Creek	In Sec. 33, T. 32 S., R. 7 W., W. M.
(NOTE: Water used throughout the year for mining purposes under Proofs Nos. 68 & 69.)							
9666 Ruden, Axel, Estate of L. A. Schanno, Admr. c/o T. Leland Brown Agent, The Dalles, Oregon (Proof #69-A)	1904			Domestic & Stock	None	Dismal & Snow Creeks, trib. of Cow Creek	NE $\frac{1}{4}$, Section 18, T. 32 S., R. 3 W., W. M.
(NOTE: The above right is limited to the use of 0.1 second foot for domestic and stock purposes.)							
9667 Scheetz, W. I. Anchor, Oregon (Proof #70)	Oct. 9, 1905		25.1	Irrigation	Jorden-Williams Ditch	Cow Creek	12.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 12.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, T. 32 S., R. 3 W., W. M.
				Domestic		Jorden Cr.	
9668 Scott, J. L. c/o W. G. Bernstine Glendale, Oregon (Proof #71)	1870		1.0	Irrigation, Domestic & Stock	Deeds Branch Ditch	Deeds Branch, trib. of Windy Creek	1.0 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, T. 32 S., R. 6 W., W. M.
9669 Sether, Carl J., & Olger Glendale, Oregon (Proof #72) 48740 80801 T# 27	Sept. 17, 1903		85.7	Irrigation, Domestic & Stock	Greather Glendale or Sether Ditch	Springs & Stream trib. of Cow Creek, & Cow Cr.	2.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 16.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3, 31.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 6.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.9 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 4, T. 33 S., R. 6 W., W. M. 4.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, 7.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 14.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T. 32 S., R. 6 W., 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
Sether, Carl J., & Olger (Continued) (Proof #73)							(Rights acquired under State Engineer's Permit No. E-25, Certificate No. 996.)
Silver Peak Mines Company, a corp'n. Ry. Exchange Bldg. Portland, Ore. (Proof #74)							(Rights acquired under State Engineer's Permit No. 8370,)
Smith, Chester A. Glendale, Oregon 9679 (Proof #93)	Sept. 19, 1901		12.0	Irrigation	Cow Creek Irrigating Ditch	Cow Creek	12.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, T. 32 S., R. 5 W., W. M.
Southern Pacific Co., Portland, Oregon 9671 (Proof #75)	1883	0.15		For Locomotive Purposes	Salt Creek or Byers Tank & Pipe Line	Salt Creek trib. of Cow Creek	Place of Use: (Tank location) NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 30 S., R. 7 W., W. M.
(Proof #76) Correction Cert. No. 10053 issued. See Recor. Vol. 12 p. 284	1883	0.15		Domestic & Railroad Purposes	West Fork Water Tank, Pump & Pipe Lines	Springs at West Fork	Place of Use: In SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 32 S., R. 8 W., W. M.
(Proof #77)	1908					Cow Creek	
							(Rights acquired under State Engineer's Permit No. 3406, Certificate No. 2340.)
Spalding, Levi Azalea, Oregon 9673 (Proof #78)	1878			Domestic & Stock	3/4 inch pipe line from Spring	Cow Creek & Spring in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, T. 31 S., R. 4 W. W. M., & SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, T. 31 S., R. 4 W., W. M.	Place of Use: NE $\frac{1}{4}$ of NW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$, and that part of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ lying west of the County Road, all in Sec. 33, T. 31 S., R. 4 W., W. M.
Springer, C. R. Azalea, Oregon 9674 (Proof #79)	1904		14.1	Irrigation & Domestic	Unnamed Ditch	Sugar Creek	1.7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, T. 31 S., R. 3 W., W. M. 6.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, T. 31 S., R. 4 W., W. M.
Swigert, C. F. 289 E. Salmon St. Portland, Oregon 9675 (Proof #80)	1908	1.0		Saw Mill & Logging Purposes	Pump	Cow Creek	Place of Use: In Sec. 8, T. 32 S., R. 7 W., W. M.

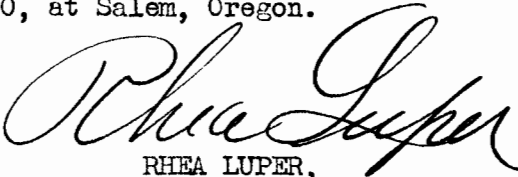
Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
9676 31324 Thomas, J. W. Anchor, Oregon (Proof #81) 5093 A POD	Sept. 7, 1903		44.6	Irrigation, Domestic & Stock	Meadow Creek Ditch	Meadow Creek, trib. of Cow Creek	11.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 13.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 15.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, T. 31 S., R. 3 W., W. M.
9677 56468 & T-5931 A POD 74510 Tripp, F. A. Azalea, Oregon (Proof #82)	Sept. 30, 1907		16.6	Irrigation	Johns Irrigation Ditch	Cow Creek	12.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5, T. 32 S., R. 4 W., W. M.
9678 Tuller, Edith M. Glendale, Oregon (Proof #83)	1855	20.0		Mining	Tuller Ditch	Tuller Creek	Place of Use: W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 32 S., R. 7 W., W. M.
				(NOTE: Water used throughout the year for mining purposes.)			
9679 (Proof #84)	1898		2.0	Irrigation & Domestic	1 inch pipe line	Unnamed Gulch, locally known as Tuller Gulch, trib. of Cow Creek	2.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, T. 32 S., R. 7 W., W. M.
9680 14554 Turner, Geo. W., & Mildred S. Glendale, Oregon (Proof #85) See Court dc 1st of 1907 State Engr's findings, p. 506, Vol. 13 determines Inchoate right. Confirmed by Court decree, Vol. 14, p. 202	1901		30.0	Irrigation	Cow Creek Irrigation Co. Ditch	Cow Creek	11.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 18.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.0 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 19, T. 32 S., R. 5 W., W. M. NOTE: of the above acreage an inchoate right is claimed for: 4.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 11.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
				(NOTE: See Findings, pp. 12, page 10.)			
9681 Umphlette, Ernest E. & Mary E. Lebanon, Oregon (Proof #86)	1883		11.8	Irrigation, Domestic & Stock	Totten Ditch	Unnamed Spring, & Totten Creek	9.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 2.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, T. 32 S., R. 6 W., W. M.
9682 Verry, Fred E., & T.A. Armington, Ill. (Proof #87)	1907			Domestic		Rail Creek	Place of Use: Sections 28, 29, 32 & 33, T. 30 S., R. 6 W., W. M.
				(Also Rights acquired under State Engineer's Permit No. 8638.)			
9683 Wagner, Milton A. Glendale, Oregon (Proof #89)	1903		0.5	Irrigation, Domestic & Stock	Scott Ditch	Deed's Creek, & Unnamed trib. of Windy Creek	0.5 acre in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28, T. 32 S., R. 6 W., W. M.
				T-7586 A POD Sp. O. V 33, P 721			

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
9684 Warren, J. A. Azalea, Oregon (Proof #90)	Sept. 30, 1907		70.0	Irrigation, Domestic & Stock <i>change in pt. of div. Sp. Or. Vol. 5, p 434</i>	Johns Ir- rigation Ditch	Cow Creek	30.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, 20.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, T. 32 S., R. 5 W., W. M.
9685 Wenderoth, G. J. (Successor in inter- est to Mrs. S. J. Meranda.) Azalea, Oregon (Proof #52)	1880			Domestic & Stock	3/4 inch Pipe Line from Spring in NE $\frac{1}{4}$ SW $\frac{1}{4}$	Cow Creek & Spring Sec. 27, T. 31 S., R. 4 W., W.M.	Place of Use: NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, T. 31 S., R. 4 W., W. M.
9686 Wood, Lee Glendale, Oregon (Proof #91)	1872		11.8	Irrigation	Wood Ditch	Wood Creek trib. of Windy Creek	11.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, T. 32 S., R. 6 W., W. M.
9687 (Proof #92)	1894		5.2	Irrigation, Domestic & Stock	Nail Ditch	Wood Creek trib. of Windy Creek	5.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, T. 32 S., R. 6 W., W. M.

This adjudication proceeding involves principally those water rights which were initiated prior to February 24, 1909, on which date the Oregon water code became effective, and which prior rights are tabulated in the preceding Paragraph No. 20. Rights initiated after that date are evidenced by permits issued by the State Engineer, or by final water right certificate based upon the completion of rights under such permits. Each and every appropriator holding such a permit or certificate for the use of water from Cow Creek or its tributaries, shall have such rights thereunder as are provided by law, and such rights shall be perfected in the manner provided by law for the completion thereof.

And the State Engineer of Oregon, being fully advised in the premises, it is hereby considered and ordered, that the relative rights of the various claimants to the use of the waters of Cow Creek and its tributaries, be and the same are hereby determined and settled as set forth in the foregoing Findings and Order of Determination.

Dated this 14th day of June, 1930, at Salem, Oregon.


RHEA LUPER,
State Engineer.