

BEFORE THE STATE ENGINEER OF THE STATE OF OREGON

Jackson County

IN THE MATTER OF THE DETERMINATION OF THE
RELATIVE RIGHTS OF THE VARIOUS CLAIMANTS
TO THE USE OF THE WATERS OF ROGUE RIVER
AND ITS TRIBUTARIES ABOVE THE MOUTH OF THE
ILLINOIS RIVER IN JACKSON, JOSEPHINE, AND
CURRY COUNTIES.

SUPPLEMENTAL FINDINGS OF FACT
AND
ORDER OF DETERMINATION

Now at this time the above-entitled matter coming on before the State Engineer for consideration and for the making of supplemental findings as to the completion of inchoate rights to the use of the waters of said stream and its tributaries as allowed by the Decree of the Circuit Court of the State of Oregon for Jackson County, dated April 26, 1919, and hereinafter referred to as the Rogue River Decree; and it appearing that the time for the completion of each and all of said inchoate rights has expired; that after due notice to the water users interested herein the State Engineer caused the proofs and evidence to be taken showing the extent of the completion of such rights in accordance with said decree; that a field survey of the lands reclaimed and irrigated in completion of said inchoate rights was made in the years 1934-1935 under the direction of the State Engineer and a further investigation was made in January and May, 1939, in connection with said inchoate rights and that a map prepared from said field survey together with the sworn statements of the water users relative to the completion of their rights have been taken and filed as a part of this record; the State Engineer now being fully advised in the premises makes the following Supplemental Findings of Fact and Order of Determination:

1.

That pursuant to the provisions of Paragraph 7 of the Rogue River Decree the State Water Board made the following extensions of time for the completion of the inchoate rights allowed therein:

- (1) At a meeting held at Salem, Oregon, July 28, 1919, and reported in the Record of Proceedings of the State Water Board, Volume 1, at Page 329, said State Water Board made the following order, to-wit: "That the time for completion of all inchoate rights on Rogue River and Little Butte Creek be, and the same is hereby extended to October 1, 1921."

(2) At a meeting held at Salem, Oregon, October 31, 1921, and reported in the Record of Proceedings of the State Water Board, Volume 1, at Page 418, said State Water Board made the following order, to-wit: "That the time within which the water covered by inchoate rights of the following parties shall be applied to beneficial use, be and the same is hereby extended to October 1, 1922:

NAME	PAGE & COLUMN OF DECREE	
J. G. Gore	45	1
Sivers Ditch Co. (Geo. Crawford, successor to Walter Galbraith)	45	2
Geo. Beers	45	2
Ed Dimick	45	2
Wm. Hillis	45	2
Estate of J. B. Hillis (by Carrie T. Hillis)	45	2
W. A. Van Goethen	45	3
Old Mill Ditch & Irrigation Co.	45	3
H. W. Huntzinger	46	1
Joe Milton	46	1
J. C. Williams	46	1
Ralph G. Jennings	48	1
J. N. Matney	48	2
E. E. Blanchard (successor to Frank Sutton)	52	3
E. J. Cameron	53	2
John Twohy	50	1
Leonard Estate Co. (successor to Leonard Orchard Co.)	49	1
Estate of Terrance Byrne (by John Byrne)	53	2
Table Rock District Improvement Co. (successor to Table Rock Ditch Co.)	43	3"

(3) A further extension was made by a special order of the State Water Board, dated October 9, 1922, and recorded in Volume 1, Page 34, Special Order Record of the State Engineer, which is herein set out in part as follows:

****Now, Therefore, the Board having considered said application and being fully advised in the premises, it is ORDERED that the time be extended to October 1, 1923 for the completion of inchoate rights under said Decree of the Court, as allowed to the following parties, to-wit:

E. J. Cameron
 Geo. Beers
 Wm. Hillis
 J. B. Hillis
 W. A. Vangoethen
 Old Mill Ditch & Irrigation Co.
 Wm. G. Breeding
 Barbara E. Estell."

That the following-named persons, firms, associations, and corporations were duly notified by registered mail, as required by law, of the commencing of the taking of proofs of appropriation of water of all parties claiming inchoate rights to the use of the waters of the above-named stream or any of its tributaries:

-A-

Abbott, B. F., Trail, Oregon
 Abbott, Wm., Trail, Oregon
 Adams, Frank H., Rogue River, Oregon
 Ainsworth, M. M., Murphy, Oregon
 Alger, W. A., Murphy, Oregon
 Alger, W. H., Murphy, Oregon
 Allen, Agnes E., Trail, Oregon
 Allen, W. W. and Florence, Eagle Point, Oregon
 Allison, Byron B., Trail, Oregon

Alsop, A. O., Los Angeles, California
 Alves, Joe, Applegate, Oregon
 Alworth, Laura Mable, Trail, Oregon
 Amy, Frank, Rogue River, Oregon
 Anderson, Herman R., Eagle Point, Oregon
 Arends, Albert and Minnie, Rogue River, Oregon
 Arnold, C. B., Central Point, Oregon
 Ash, E. E., Trail, Oregon
 Atchison, Samuel, Eagle Point, Oregon

-B-

Baden, Roscoe, Wilderville, Oregon
 Baker, Henry and Minnie M., Rogue River, Oregon
 Baker, Sam, Grants Pass, Oregon
 Balderston, Chester E., Applegate, Oregon
 Banks, B. F., Williams, Oregon
 Barr, Clark D., c/o Harry Barr, Jacksonville, Oregon
 Bassett, George, Murphy, Oregon
 Beaufait, L. J. and Leela R., Eagle Point Oregon
 Beers, Geo. E., Rogue River, Oregon
 Bellows, C. E., Medford, Oregon
 Bellows, C. F., Eagle Point, Oregon
 Benedict, Fred, Applegate, Oregon
 Benner, Rosana, Murphy, Oregon
 Bennett, Henry, Applegate, Oregon
 Bertollette, J. E., Grants Pass, Oregon
 Bingham, John, Applegate, Oregon
 Bingham, Mrs. John, Applegate, Oregon
 Bishop, Frank, Medford, Oregon
 Blaess, Chas. E., Trail, Oregon
 Blanchard, Emma, Murphy, Oregon
 Blanchard, H. D., Murphy, Oregon
 Blanchard, O. S., Grants Pass, Oregon
 Blevins, Horace, Applegate, Oregon
 Blivens, W. D., Applegate, Oregon
 Blodgett, A. L., Williams, Oregon
 Boat, J. A., Williams, Oregon
 Boden, Roscoe, Grants Pass, Oregon
 Bodin, E. H., Placer, Oregon
 Bonney, Dan and Bessie, Jacksonville, Oregon
 Bonney, W. D., Grants Pass, Oregon
 Bousman, M. D., Grants Pass, Oregon
 Bowen, S. A., Murphy, Oregon
 Bowden, J. H., Provolt, Oregon

Bradshaw, A. W., Central Point, Oregon
 Breeding Bros., Rogue River, Oregon
 Briggs, G. C., Central Point, Oregon
 Brinkernoff, T. J., Grave Creek, Oregon
 Britton, V. E., Williams, Oregon
 Brock, Geo. A., Leland, Oregon
 Brock, Robert, Grave Creek, Oregon
 Brooks, Al, Rogue River, Oregon
 Brooks, Walter, Williams, Oregon
 Brosell, Ed., Applegate, Oregon
 Brown, Clair, Williams, Oregon
 Brown, E. J., Applegate, Oregon
 Brown, Etta, Applegate, Oregon
 Brown, J. J., Wilderville, Oregon
 Brown, S. B., Grants Pass, Oregon
 Bryant & Prink Mill, Jacksonville, Oregon
 Bryan, Mrs. Frank, Williams, Oregon
 Bryant, Mr. Frank, Williams, Oregon
 Buck, Gerald, Jacksonville, Oregon
 Buckley, George, Jacksonville, Oregon
 Buckley, James T., Jacksonville, Oregon
 Buckley, Mary C. and David, Jacksonville, Oregon
 Buckley, Rose A., Jacksonville, Oregon
 Buman, Chas., Ruch, Oregon
 Bunch, A. M., Williams, Oregon
 Burchell, E. A., Rogue River, Oregon
 Burchell, Mary, Rogue River, Oregon
 Burkhart, Martin, Rogue River, Oregon
 Burns, Bessie Virginia, Rogue River, Oregon
 Burns, F. L., Grants Pass, Oregon
 Burt, J. B., Rogue River, Oregon
 Burton, Jack, Merlin, Oregon
 Burroughs, Floyd, Grants Pass, Oregon
 Byrne, John, Jacksonville, Oregon

-C-

California Joint Stock Land Bank,
San Francisco, California
Cameron, Frank, Jacksonville, Oregon
Cameron, Jno., Central Point, Oregon
Cameron, Wilbur, Jacksonville, Oregon
Campbell, Geo., Ruch, Oregon
Cantrall, John, Jacksonville, Oregon
Cantrall, Mary, Jacksonville, Oregon
Cantrall, Miles, Ruch, Oregon
Capsa, Otis, Eugene, Oregon
Caris, Mrs. R., Murphy, Oregon
Carl, Benda, Rogue River, Oregon
Carl, Flossie Rexford, Provolt, Oregon
Carl, Wm., Murphy, Oregon
Carl, W. N., Applegate, Oregon
Carlton, Edward W., Central Point, Oregon
Carlton, Thomas A. and Herbert Carlton,
Trail, Oregon
Carris, Anna F., Rogue River, Oregon
Carson, L. W., c/o Ray Topping,
Murphy, Oregon
Cart, A. T., Wilderville, Oregon
Carter, Ellen, Rogue River, Oregon
Carter, William, Rogue River, Oregon
Chamberlain, Homer, Trail, Oregon
Chamberlain, L. A., Trail, Oregon
Chapin, Clarence, Leland, Oregon
Chapin, Clarence, Placer, Oregon
Chapman, H. G., Grave Creek, Oregon
Chase, L. B., Merrill B., and Alice A. Chase,
Central Point, Oregon
Cherry, Armanda, Central Point, Oregon
Christie, S. J., Grants Pass, Oregon
Church, W. H., Leland, Oregon
Clark, Eugene, Trail, Oregon
Clark, Mimmie A., Rogue River, Oregon
Clute, M. B. and L. H. Clute, Applegate, Oregon
Cochrane, Ethel, Rogue River, Oregon
Collins, A. E., Jacksonville, Oregon
Collins, G. F., Jacksonville, Oregon
Collins, S. C., Admr., Central Point, Oregon
Collins, Sophie, Jacksonville, Oregon
Combs, John, Grants Pass, Oregon
Conover, A. M., Prospect, Oregon
Cook, J. T., Murphy, Oregon
Cook, O. N., Murphy, Oregon
Coon, C., Williams, Oregon
Cooper, F. S., Central Point, Oregon
Cooper, Francis S., Medford, Oregon
Cooper, Perry L., Central Point, Oregon
Corbin, F. C., Ruch, Oregon
Corbin, Fred G., Applegate, Oregon
Cottrell, Josephine, Trail, Oregon
Cogle, H., Williams, Oregon
Cogle, R. M., Williams, Oregon
Coulter, John F., Murphy, Oregon
Courtney, David C. and Eva, Applegate, Oregon
Crawford, George M., Rogue River, Oregon
Crawford, Francis B., Rogue River, Oregon
Creason, G. A., Williams, Oregon
Criteser, T. P., Leland, Oregon
Crockett, R. S., Hugo, Oregon
Croft, Earl D., Gold Hill, Oregon
Culy, C. W., Medford, Oregon
Culy, Z. W., Jacksonville, Oregon
Cunningham, T. C., Trail, Oregon

-D-

Dale, Mrs. Gertrude, Harrisburg, Oregon
Dana, Chas. H., Central Point, Oregon
Dangerfield, Theodore, Jacksonville, Oregon
Davis, D. N., Ashland, Oregon
Davis, E. L., Williams, Oregon
Davis, L. N., Ashland, Oregon
Davis, W. M., Wolf Creek, Oregon
Davis, William, Grave Creek, Oregon
Dawson, Matthew T., Jacksonville, Oregon
Deemer, H. H., Murphy, Oregon
Dennis, A. E. and Lillie, Rogue River, Oregon
Denny, L. V., Wonder, Oregon
Denny, S. V., Grants Pass, Oregon
Devlin, John, Jacksonville, Oregon
Dimnick, Mr. & Mrs. Ed. E., Rogue River, Oregon
Ditsworth, John F. & Maud, Trail, Oregon
Ditsworth, Maud, Jacksonville, Oregon
Dixon, Mr. C. E., Murphy, Oregon
Doak, J. H., Williams, Oregon
Dobbyn, Joseph B. and Christine E.
Dobbyn, Trail, Oregon
Doerner, Elsa, Pullman, Washington
Drake, Bertha B., Applegate, Oregon
Drake, Eva F., Murphy, Oregon
Draper, John, Grants Pass, Oregon
Dunham, H. D., Rogue River, Oregon
Dunlap, Chas., Central Point, Oregon
Dunlop, Robert, Grants Pass, Oregon
Dunn, F. W., Grants Pass, Oregon
Durkee, I. E., Gold Hill, Oregon
Dusenberry, Smith A., Central Point, Oregon
Dutcher, J. C., Murphy, Oregon

-E-

Earrn, Arthur, Murphy, Oregon
Edmondson, W. L. and Sara E., Trail, Oregon
Elder, Gilbert, Williams, Oregon
Elder, Jesse, Williams, Oregon
Elks Picnic Ground, Eagle Point, Oregon
Ellis, Bert, Leland, Oregon
Ellis, Mrs. Eva, Rogue River, Oregon
Ellis, Frank and Mary, Applegate, Oregon
Elmore, Herbert and Berrie Elmore, Applegate,
Oregon
Engelhardt, J. C., Medford, Oregon

-F-

Fairburn, C. V., Applegate, Oregon
Farleigh, G. W., Grave Creek, Oregon
Farlow, Mrs. L. A., Rogue River, Oregon
Faucett, J. Z., Kirkland, Washington
Federal Land Bank, Spokane, Washington
Ferry, D. H., Gold Hill, Oregon
Field, Flossie, Applegate, Oregon
Fields, G., Provolt, Oregon
Finley Bros., Murphy, Oregon
Finley, David H., et al, Applegate,
Oregon
First National Bank, Medford, Oregon

First National Bank of Portland,
Portland, Oregon
Fixley, F. C., Williams, Oregon
Flippin, M. D., Grants Pass, Oregon
Floyd, Mrs. E. T., Wilderville, Oregon
Forest, G. H., Post, Oregon
Francis, H. E., Butte Falls, Oregon
Francis, Henry and Anne, Trail, Oregon
Franzen, C. A., Applegate, Oregon
Fraser, G. W., Rogue River, Oregon
Fur, Fish and Game Corporation, Prospect,
Oregon

-G-

Gaines, Chas., Grants Pass, Oregon
Gaines, R. Charles, Grants Pass, Oregon
Galwas, A., Grants Pass, Oregon
Galivas, J. A., Murphy, Oregon
Garrett, J. M., Medford, Oregon
Gassaway, Clarence P. and Myrtle N. Gassaway,
Applegate, Oregon
Gates, Ernest and Luva, Eagle Point, Oregon
Gates, Gertrude T., Eagle Point, Oregon
Gay, Chas. B., Applegate, Oregon
Gentner, E., Murphy, Oregon
Gibson, Ed., Grants Pass, Oregon
Gibson, W. E., Grants Pass, Oregon
Gillis, Mrs. J. B., Applegate, Oregon
Gillmore, Arthur, Murphy, Oregon
Gillmore, Mrs. Jennie, Murphy, Oregon

Gillmore, R. A., Murphy, Oregon
Gillmore, W. S., Murphy, Oregon
Ginstead, M., Grants Pass, Oregon
Givens, Geo. A., Medford, Oregon
Givin, Geo. A., Medford, Oregon
Gordon, Marie E., Grants Pass, Oregon
Grants Pass and Josephine Bank,
Grants Pass, Oregon
Gray, A. D., Murphy, Oregon
Gray, Lincoln, Jacksonville, Oregon
Greenwood, F. O. and Pearl, Rogue River,
Oregon
Gregory, Blanche, Central Point, Oregon
Gregory, L. H., Central Point, Oregon
Griffith, J. H., Grants Pass, Oregon
Griffith, W. R., Rogue River, Oregon

-H-

Haddaway, Roland, Hollywood, California
Haight, Herbert and Alma, Medford, Oregon
Haines, Dr. A. T., Prospect, Oregon
Hair, J. E., Grants Pass, Oregon
Hair, Mary M., Wonder, Oregon
Hall, Molly, Williams, Oregon
Hamilton, Chas., Jacksonville, Oregon
Hamilton, Eva, Central Point, Oregon
Hamilton, E. C., Central Point, Oregon
Hamlin, J. W., Central Point, Oregon
Hammons, E. F., Murphy, Oregon
Hansen, C. T., Grants Pass, Oregon
Hansley, Robt. F., Central Point, Oregon
Hansley, Wm. M., Central Point, Oregon
Harder, Ben E. & Elizabeth, Medford, Oregon
Harmon, A. C., Murphy, Oregon
Hartley, J. T., Williams, Oregon
Hartzinger, H. W., Rogue River, Oregon
Harr, Bert C., Jacksonville, Oregon
Hastings, G. W., Trail, Oregon
Hastings, Nora S., Trail, Oregon
Haughan, D. C. and Ruby L., Rogue River, Oregon
Haughbanks, Margaret L., Rogue River, Oregon
Havert, Hatty, Rogue River, Oregon
Hawk, Malinda J., Trail, Oregon
Hawk, V. J., Butte Falls, Oregon
Hawkey, U. G., Central Point, Oregon
Hawkins, Edwin B. & C. L., Applegate, Oregon
Hayes, Gene, Murphy, Oregon
Hayes, I. E. and Wm., Murphy, Oregon
Head, William, Ruch, Oregon
Heinzman, L., Williams
Helms, Dr. J. L., Grants Pass, Oregon
Helms, R. I., Leland, Oregon
Herriott, George N., Applegate, Oregon

Herriott, Helen C., Applegate, Oregon
Herriott, J. B., Applegate, Oregon
Herriott, T. W., Ruch, Oregon
Hill, Callie R., Applegate, Oregon
Hillis, E. B., Rogue River, Oregon
Hillis, Edward S., Rogue River, Oregon
Hillis, Mrs. Eva, Rogue River, Oregon
Hillis, Lee, Rogue River, Oregon
Hillis, Wm. L. & Bettie, Rogue River, Oregon
Hilton, George, Grants Pass, Oregon
Hoeffner, H. E., c/o U. S. Forest Service,
Eugene, Oregon
Hoffman, Geo., Applegate, Oregon
Hogan, M. D., Applegate, Oregon
Hogan, Olive May, Applegate, Oregon
Holland, George, Grants Pass, Oregon
Holzhauser, H. B., Williams, Oregon
Holzhauser, R. F., Williams, Oregon
Hoppe, Mrs. M., Murphy, Oregon
Hopper, C. J., Grants Pass, Oregon
Howe, James H. and Irwin, Trail, Oregon
Howsley, W., Central Point, Oregon
Hoxie, A. O., Williams, Oregon
Hubbard, Ancel, Hubbard Bros., Medford, Oregon
Hubbard, Ottis A., Trail, Oregon
Huff, Mead R., Grants Pass, Oregon
Hughes, E. W., Grants Pass, Oregon
Hughes, L. E. and S. H. Hughes, Eagle Point, Oregon
Hull Estate, Ben, Grants Pass, Oregon
Hurt, J. B., Rogue River, Oregon
Hussey, A. J., Grants Pass, Oregon
Hutchinson, S. H., Rogue River, Oregon
Hyde, F. R., Murphy, Oregon
Hyde, L. W., Murphy, Oregon

-I-

Isaacs, W. F., Medford, Oregon

-J-

Jackson County, Medford, Oregon
Jacob, John, Williams, Oregon
Jacobson, N. A., Central Point, Oregon
Jenkins, David, Grants Pass, Oregon
Jensen, John S., Murphy, Oregon
Jess, Ben, Murphy, Oregon
Jess, Martha, Murphy, Oregon
John, Mary J. Estate, Williams, Oregon
Johnson, C. O., Provolt, Oregon
Johnson, D. B., Murphy, Oregon
Johnson, D. R., Williams, Oregon
Johnson, Ida, Wonder, Oregon
Johnson, John E. and Carrie Johnson,
Rogue River, Oregon

Johnson, O. B., Provolt, Oregon
Johnson, Oscar A., Murphy, Oregon
Johnson, Samuel, Murphy, Oregon
Johnston, S. L. and Lyda Johnston,
Applegate, Oregon
Jones, Ellis H., Rogue River, Oregon
Jones, Frank, Grants Pass, Oregon
Jones, Walter, Williams, Oregon
Jones, Wm. F. and Jennie M. Jones,
Rogue River, Oregon
Jones, W. J., Rogue River, Oregon
Jones, W. M., Murphy, Oregon
Jordan, Emma J., Applegate, Oregon
Jordan, Wm., Ashland, Oregon
Josephine County, Grants Pass, Oregon

-K-

Kendall, Reita, Applegate, Oregon
Kerns, Mary, Ashland, Oregon
Kiefer, J. H., Rogue River, Oregon
Kilgore, C. E., Grants Pass, Oregon
Kilgore, Vernon, Grants Pass, Oregon
Kincaid, John H., Williams, Oregon
King, E. A., Riverside, California
Kinsman, Wm., Applegate, Oregon
Kirk, C. W., Leland, Oregon
Klingler, Emmet, Eagle Point, Oregon

Klith, A. P., Rogue River, Oregon
Knighten, J. D., Murphy, Oregon
Knighten, J. L., Murphy, Oregon
Knutson, Frank, Applegate, Oregon
Knutson, Jennie M., Applegate, Oregon
Knutson, Laura, Applegate, Oregon
Knutzen, Henry, Applegate, Oregon
Krouse, Albert N. and Dora, Provolt, Oregon
Kubli, K. J., Applegate, Oregon
Kubli, Maud, Ruch, Oregon

-L-

Langworthy, D. M., Grants Pass, Oregon
Lanier, Wm. L., Wilderville, Oregon
Large, E. H., Williams, Oregon
Large, W. W., Williams, Oregon
Larrimore, A., Williams, Oregon
Larson, Agnes, Murphy, Oregon
Larson, Jno. A., Prospect, Oregon
Lawless, John, Grants Pass, Oregon
Lawless, Mrs. Julia, c/o Claude Burkhart,
Murphy, Oregon
Laws, William, Rogue River, Oregon
Leach, E. J., Williams, Oregon
Learned, Geo., Applegate, Oregon
Leonard, Mrs. Mary, Medford, Oregon
Lessig, G. W., Merlin, Oregon
Letteken, Benjamin, Murphy, Oregon
Lettekin, S., Provolt, Oregon
Lettiken, John H., Provolt, Oregon
Lewis, Ernest O., Grants Pass, Oregon
Lewis, Ervin, Jacksonville, Oregon
Lewis, Grace, Jacksonville, Oregon
Lewis, Perley, Grants Pass, Oregon

Lewman, R. F., Williams, Oregon
Lewman, Thomas E., Applegate, Oregon
Lichen, Fred, Provolt, Oregon
Light, Mrs. Ella, Grants Pass, Oregon
Lindsay, J. B., Eagle Point, Oregon
Lindsay, Jefferson B., Medford, Oregon
Lindsay, Richard, Grants Pass, Oregon
Linebough, Annie, Murphy, Oregon
Listman, Louie, San Francisco, California
Lloyd, Mrs. E. T., Grants Pass, Oregon
Loesch, L. R., Provolt, Oregon
Lofky, F. J., Trail, Oregon
Loflin, Roy, Williams, Oregon
Lookout Lbr. Co., Rogue River, Oregon
Loughridge, Ernest, Grants Pass, Oregon
Lovelace, Edwin, Wilderville, Oregon
Loveless, Geo., Williams, Oregon
Lowden, I. C., Wilderville, Oregon
LuCore, W. C., Grants Pass, Oregon
Lydiard, Margaret D., Central Point, Oregon
Lynch, David M., Trail, Oregon

-M-

Maben, Peter H., Applegate, Oregon
Madison, Frank, Eagle Point, Oregon
Magerle, C. F., Rogue River, Oregon
Mallory, Phoebe, Eagle Point, Oregon
Manning, Clara D., Trail, Oregon
Manning, Mrs. F. M., Prospect, Oregon
Mansfield, Drusilla, Applegate, Oregon
Mansfield, D. S., Williams, Oregon
Mansfield, Robert, Williams, Oregon
Markusen, Chris, Grants Pass, Oregon
Mason, Joseph A., Applegate, Oregon
Master, J. F., Wilderville, Oregon
Matney, John, Ruch, Oregon
May, Ira W., Grants Pass, Oregon
Maynard, W. R., Grants Pass, Oregon
McAlister, A., Williams, Oregon
McCain, M., c/o M. Ginistead, Grants Pass, Oregon
McCann, E. H., Grants Pass, Oregon
McCann, Larry, Grants Pass, Oregon
McCarthy, Andrew, Murphy, Oregon
McCay, Lorne C. and Pearl L., Trail, Oregon
McChesney, Joseph, Trail, Oregon
McCollum, A. H., Grants Pass, Oregon
McCracken, R. F., Glendale, Oregon
McDaniels, Grace and W. H., Ruch, Oregon
McDonald, Chas., Grants Pass, Oregon
McDowell, L. M., Wonder, Oregon
McDowell, T. M., Wilderville, Oregon
McIlvain, Albert, Rogue River, Oregon
McLeod, N. A., Grants Pass, Oregon
Mead, Mrs. Rachel, Central Point, Oregon
Mee, A. L. and Laid E., Applegate, Oregon
Mee, Warren D., Applegate, Oregon
Meek, H. G., Murphy, Oregon
Megerle, Carl L., Rogue River, Oregon
Megerle, Daniel P., Rogue River, Oregon
Messinger, Herman, Applegate, Oregon
Messinger, Simon Estate, Williams, Oregon
Millard, Betty and Joan, Eagle Point, Oregon
Millard, Vivian, Eagle Point, Oregon
Miller, Boyd, Trail, Oregon
Miller, Captain, Central Point, Oregon
Miller, C. W., Trail, Oregon
Miller, C. W., Williams, Oregon
Miller, Frank, Williams, Oregon
Miller, Fred, Murphy, Oregon
Miller, James W., Trail, Oregon
Miller, Otto Wm., Rogue River, Oregon
Miller, Sarah F., Central Point, Oregon
Miller, Ted, Grants Pass, Oregon
Milton, Ethel, Rogue River, Oregon
Milton, W. H., Rogue River, Oregon
Mitchel, L. M., Murphy, Oregon
Mitchell, Wm. A., Grants Pass, Oregon
Mitchell, W. M., Murphy, Oregon
Modock Orchards, c/o Palmer Corp., Central Point, Oregon
Moline, C. L., Wilderville, Oregon
Moomaw, J. S., Williams, Oregon
Moore, S. H. and Mary, Rogue River, Oregon
Moore, Wm. D. and G. W., Rogue River, Oregon
Moran, Mrs. W. A., Applegate, Oregon
Morris, Eli, Leland, Oregon
Morris, Walter E., Central Point, Oregon
Morrison, Fannie A., Wilderville, Oregon
Morrison, Gene, Williams, Oregon
Morrison, M., Williams, Oregon
Mortensen, Chris, Grants Pass, Oregon
Mossey, F. L., Rogue River, Oregon
Mullen, John R., Williams, Oregon
Murphy, L. A., Williams, Oregon
Murray, Mrs. Laurence, Grants Pass, Oregon
Myers, Frank, Applegate, Oregon

-N-

Natwick, Mrs. Ruth L., Medford, Oregon
Neal, Chas., Leland, Oregon
Neal, Chas., Placer, Oregon
Nealon, Harry R., Central Point, Oregon
Nealon, John L., Central Point, Oregon
Nealon, Marion, Central Point, Oregon
Nealon Estate, Central Point, Oregon
Neathamer, Daniel E., Rogue River, Oregon
Neathamer, James, Rogue River, Oregon
Neathamer, Jesse, Rogue River, Oregon
Neathamer, John and Mark, Rogue River, Oregon
Neathamer, S. E., Rogue River, Oregon
Neil, K. M. C., Grants Pass, Oregon
Nichol, Sara and Robert, Eagle Point, Oregon
Northwest Fur Trading Co., Ray Gillon, Mgr., Prospect, Oregon

-O-

O'Brien, John A., Ruch, Oregon
Oden, Anna, Rogue River, Oregon
Oden, Bud, Rogue River, Oregon
Oden, John T., Rogue River, Oregon
Oden, O. G., Rogue River, Oregon
Oden, Volney, Rogue River, Oregon
Offenbacher, Fred, Ruch, Oregon
Offenbacher, H., Ruch, Oregon
Offenbacher, John, Ruch, Oregon
Offenbacher, Ray and Mable, Ruch, Oregon
Olsen, J. A., Glendale, Oregon
Orr, Vern, Rogue River, Oregon
Osenburg, Coby, Ruch, Oregon
Osenburg, J. J., Ruch, Oregon
Owen Oregon Lbr. Co., Medford, Oregon
Owens, Anna M., Medford, Oregon
Owens, Thomas, Rogue River, Oregon
Owings, Wm., Rogue River, Oregon

-P-

Palm, Collie, Jacksonville, Oregon
Parsons, F. O., Grants Pass, Oregon
Patton, M. M., Placer, Oregon
Payne, D. H., Williams, Oregon
Pearce, Grace V. Applegate, Oregon
Pence, Jefferson, Williams, Oregon
Pendleton, Vern, Central Point, Oregon
Pernoll Estate, c/o John Pernoll, Murphy, Oregon
Pernoll, William, Applegate, Oregon
Perry, E. F., Murphy, Oregon
Perry, O. H., c/o E. F. Hannum,
Grants Pass, Oregon
Perry, O. H. Estate, Murphy, Oregon
Perry, Mrs. W. T., Murphy, Oregon
Peterson, John, Murphy, Oregon
Peterson, M. A., Bend, Oregon
Peterson, Victor E., Prospect, Oregon
Pettit, R. C., Grants Pass, Oregon

Pilcher, Lola and Zeb, Rogue River,
Oregon
Pixley, Dr. Chas., Grants Pass, Oregon
Phillips, Raymond and Edna, Jacksonville,
Oregon
Planalp, R., Provolt, Oregon
Poellnitz, Ada A., Applegate, Oregon
Poellnitz, Ada A., Medford, Oregon
Pollard, Sam K., Ashland, Oregon
Pollard, Sam K., Talent, Oregon
Potter, Ford, Eagle Point, Oregon
Powers, A. E., Murphy, Oregon
Pratt, Marietta, Leland, Oregon
Preston, F. C., Jacksonville, Oregon
Price, Frank, Leland, Oregon
Provolt, E. V., Applegate, Oregon
Provolt, Glen, Applegate, Oregon
Purrier, Mrs. Adele, Rogue River, Oregon

-R-

Ralston, B. E., Grants Pass, Oregon
Ralston, J. H., Rogue River, Oregon
Randolph, R. H., Murphy, Oregon
Rankin, Clarence and Vida, Medford, Oregon
Rankin, H. B., Eagle Point, Oregon
Rannels, J. R., Grants Pass, Oregon--
Ray, Robert and Mathew Ray, Ruch, Oregon
Reames, Chas., Medford, Oregon
Records, F. G., Williams, Oregon
Reed, Harold E., Rogue River, Oregon
Reed, L. L., Grants Pass, Oregon
Reigle Bros., Williams, Oregon
Rendleton, J. C. and V. H., Central Point,
Oregon
Rexford, Alice, Murphy, Oregon
Rexford, C. M., Applegate, Oregon
Richardson, C., Murphy, Oregon
Richardson, J. V., Trail, Oregon
Richardson, Vernon, Murphy, Oregon
Richmond, R. E., Rogue River, Oregon
Right, W. F., Rogue River, Oregon
Rightmeier, E. L., Grants Pass, Oregon
Ring, G. W., Gold Hill, Oregon
Ritter, J. J., Rogue River, Oregon

Riverbanks Farms, c/o Forbes Fosberry, Mgr.,
Grants Pass, Oregon
Riverbanks Farms, c/o Leonard Co.,
R. C. Burdick, Sec., Chicago, Illinois
Robertson, J. T., Wonder, Oregon
Robinson, C. C., Grants Pass, Oregon
Robinson, Ernest, Grants Pass, Oregon
Robinson, Mrs. John, Grave Creek, Oregon
Robinson, John and Paul, Grants Pass, Oregon
Robinson, J. R., Grants Pass, Oregon
Robinson, Lora E., Grants Pass, Oregon
Robinson, Lorn E., Grants Pass, Oregon
Robinson, Scott, Grants Pass, Oregon
Robinson, S. E., Grants Pass, Oregon
Robinson, Wilfred S., Wilderville, Oregon
Rogers, Howard E., Central Point, Oregon
Rogue River, City of, Rogue River, Oregon
Rorden, Fred N. and Anna, Central Point, Oregon
Ross, Elmer, Medford, Oregon
Rowden, M. C., Applegate, Oregon
Rowles, John C., Grants Pass, Oregon
Rowley, Richard, Williams, Oregon
Rowley, R. W., Williams, Oregon
Rucker, Mrs. Permelia, Grants Pass, Oregon
Rusk, C. E., Grants Pass, Oregon

-S-

Sandos, Paul E., Trail, Oregon
Sandoz, R. E., Trail, Oregon
Sawyer, D., Trail, Oregon
Schroder, Herman, Provolt, Oregon
Schwaiger, R., Murphy, Oregon
Scott, R. E., Hood River, Oregon
Seabrook, A. L., Central Point, Oregon
Seeley, Paul, c/o H. E. Richmond,
Rogue River, Oregon
Shadley, Benjamin H., Trail, Oregon
Shadley, Henry, Chiloquin, Oregon
Shafer, Violet R., Central Point, Oregon
Sharpe, W. O., Grants Pass, Oregon
Shermerhorn, G. H., Trail, Oregon
Silva, F. P., Grants Pass, Oregon
Silva, Tony, Grants Pass, Oregon
Simerville, Mrs. Elizabeth, Rogue River, Oregon
Simpson, W. E., Rogue River, Oregon

Sinclair, F. J., Trail, Oregon
Sinclair, Hilda, Trail, Oregon
Skinner, Mark, Superintendent of Banks,
Salem, Oregon
Smart, M., Grants Pass, Oregon
Smith, Anne E., Leland, Oregon
Smith, Mrs. Bernie, Ruch, Oregon
Smith, Chas. F., Leland, Oregon
Smith, Edward, Ruch, Oregon
Smith, Fred B., Central Point, Oregon
Smith, G. M., Rogue River, Oregon
Smith, Ida, Rogue River, Oregon
Smith, Ivan L., Gold Hill, Oregon
Smith, James U., Central Point, Oregon
Smith, John E., Central Point, Oregon
Smith, John E., Gold Hill, Oregon
Smith, Nellie, Central Point, Oregon
Smith, Nellie, Gold Hill, Oregon

Smith, Ralph, Ruch, Oregon
Smith, Rollin, Ruch, Oregon
Smith, Samuel, Murphy, Oregon
Smith, William, Ruch, Oregon
Smith, W. J., Gold Hill, Oregon
Smith, Wm. C., Grants Pass, Oregon
Smithpeter, J. E., Rogue River, Oregon
Snively, David, Murphy, Oregon
Snively, Ella, Murphy, Oregon
Sorensen, William, Applegate, Oregon
Sparlin, George, Williams, Oregon
Sparlin, Mrs. Ira, Williams, Oregon
Sparrow, Alex, Central Point, Oregon
State Land Board, c/o Jas. T. Chinnock,
Grants Pass, Oregon
State of Oregon, c/o Wilford Allen,
Grants Pass, Oregon
Staub, A. J., Provolt, Oregon

Staube, J. E., Murphy, Oregon
Stephens, Calvin and Earl, Rogue River,
Oregon
Stephens, George Earl, Ruch, Oregon
Sterling Mining Co., c/o D. Ford McCormick,
Medford, Oregon
Stone, Clayton, Applegate, Oregon
Stone, Ellery, Provolt, Oregon
Stone, Eva, Applegate, Oregon
Stout, L. H. and L. M., Rogue River, Oregon
Stowell, Geo. H., Medford, Oregon
Strahah, Earl R., Rogue River, Oregon
Stratton, S., Williams, Oregon
Stringer, Scot W., Grants Pass, Oregon
Sublette, Everett and Luvina, Trail, Oregon
Summerville, Elizabeth, Rogue River, Oregon
Sweeney, C. T., Murphy, Oregon
Sweringen, Thomas, Williams, Oregon

-T-

Taylor Trusteeship (New York) Mrs. J. E.
Curtis, c/o Mrs. Kate Mallory,
Grants Pass, Oregon
Taylor, Edwin A., Jacksonville, Oregon
Taylor, E. H., Ruch, Oregon
Taylor, Jesse M. and Laura Taylor,
Jacksonville, Oregon
Taylor, Jud, Grants Pass, Oregon
Taylor, Scot, Grants Pass, Oregon
The Medford National Bank, Medford, Oregon
Thies, August, Fairbanks, Alaska
Thies, William, Grants Pass, Oregon

Throckmorton, Elmo, Applegate, Oregon
Throckmorton, Gladys Rose, Applegate, Oregon
Thompson, E. E., Rogue River, Oregon
Tollis, Zella E., Trail, Oregon
Treffern, James, Rogue River, Oregon
Trefren, Wm., Butte Falls, Oregon
Truax, George, Applegate, Oregon
Trumbly, C. A., Murphy, Oregon
Tucker, Nion R., Trail, Oregon
Tungate, Jack, Butte Falls, Oregon
Tuttle, Cap. S. M., Central Point,
Oregon

-U-

Ungerman, Mrs. Max, Grants Pass, Oregon

-V-

Van Dusen, Harry H., Wilderville, Oregon
Vargo, Anton, Wilderville, Oregon
Varner, Jas., Williams, Oregon
Vaughn, Phoebe, Central Point, Oregon
Vaughn, R. B., Trail, Oregon
Venable, Mrs. Mable, Ruch, Oregon
Vilas, Eliz. E., Medford, Oregon

Vineyard, Mrs. David, Williams, Oregon
Vineyard, Kenneth, Williams, Oregon
Vining, Fanny, Rogue River, Oregon
Von Gothem, Edna, Rogue River, Oregon
Von Gothem, Geo. F. and Albert, Rogue River,
Oregon
Von Stein, Harold M., Trail, Oregon

-W-

Wagner, J. C., Jacksonville, Oregon
Wait, Perry, Gold Hill, Oregon
Walker, Emily, Merlin, Oregon
Waller, T. B., Leland, Oregon
Walter, T. B., Leland, Oregon
Waltz, A. G., Murphy, Oregon
Ware, Valentine S., Central Point,
Oregon
Warner, N. H., Williams, Oregon
Watkins, Della B., Trail, Oregon
Watkins, W. R., Rogue River, Oregon
Watts, B. S., c/o Elizabeth Watts Estate,
Murphy, Oregon
Weaver, W. C., Grants Pass, Oregon
Webber, M. O., Murphy, Oregon
Webster, E. L., Medford, Oregon
Weeks, John S., and Anna B., Trail, Oregon
Weide, Carrie and J. L., Rogue River, Oregon
Weidon, G. S., Murphy, Oregon
Weiser, S. H., Leland, Oregon
Welch, Andrew, Eagle Point, Oregon
Weller, C. D., Wonder, Oregon
Welter, C. D., Wonder, Oregon
Wheeler, Emma, Grants Pass, Oregon
Whitman, Mary F., Eagle Point, Oregon
Whitstine, S., Murphy, Oregon

Whisonoutt, U. D., Grants Pass, Oregon
Wickman, Mrs. Fred, Grants Pass, Oregon
Wilcox, L. A., Murphy, Oregon
Wilcox, Lester A., Applegate, Oregon
Wilkinson, T. J., Williams, Oregon
Williams, Henry H., Williams, Oregon
Williams, Thomas, Murphy, Oregon
Williams, William A., Murphy, Oregon
Williams, W. W., Rogue River, Oregon
Wilson, D. C., Williams, Oregon
Wilson, E. O., Central Point, Oregon
Wilson, Ralph and Winona, Central Point,
Oregon
Wilson, W. F., Murphy, Oregon
Wiltermood, A. B., Grants Pass, Oregon
Wimer, J. A., Leland, Oregon
Wimer, J. D., Leland, Oregon
Wimer, S. H., Leland, Oregon
Winkle, Dale, Prospect, Oregon
Winteward, A. B., Murphy, Oregon
Wood, David R., Central Point, Oregon
Wood, Francis G., Eagle Point, Oregon
Woodard, Mrs. A., Grants Pass, Oregon
Woodcock, Geo., Rogue River, Oregon
Woodhouse, Harriet O., Eagle Point, Oregon
Kyckoff, Geo. H., Central Point, Oregon

York, Bert, Murphy, Oregon
York, Mrs. Chester, Applegate, Oregon
York, Jess, Murphy, Oregon
York, Henry Estate, Murphy, Oregon

York, Willis Estate, Murphy, Oregon
Young, C. F., Williams, Oregon
Young, Chas. F., c/o G. W. Ring, Gold Hill, Oregon
Young, Dr. S. A., Long Beach, California.

That on July 6 and 13, 1937, said notice was published in the Medford Mail-Tribune, a newspaper of general circulation published and printed at Medford, Jackson County, Oregon. Said notice was also published on said July 6 and 13, 1937, in the Grants Pass Daily Courier, a newspaper of general circulation printed and published at Grants Pass, Josephine County, Oregon.

3.

That pursuant to said notice proofs of appropriation were taken by the State Engineer at Grants Pass, Josephine County, Oregon, and Medford, Jackson County, Oregon, and for an extended period at Salem, Marion County, Oregon. That any of the persons, firms, associations, corporations, and their successors-in-interest listed above who failed and neglected to appear in these proceedings or to submit or offer any proof herein and any of the foregoing persons, firms, associations, corporations or their successors whose name does not appear in the ensuing sections of these findings is hereby declared to be in default and is deemed to have forfeited all rights to the use of the waters herein involved under the inchoate rights set out in the Rogue River Decree.

4.

That for the reasons set out therein a special order, dated August 2, 1939, was entered by the State Engineer and recorded in Volume 3, at Page 368, Special Order Record of the State Engineer. That said special order is set out herein and is made a part hereof as follows, to-wit:

"It appears that in the enumeration of the inchoate rights set out in paragraph 7 of the decree of the Circuit Court for Jackson County, dated April 26, 1919, that certain lands were designated as 'Irrigated' and others as 'to be irrigated'. It further appears that certain persons, believing at the time that their lands designated as 'Irrigated' had a vested right, did not submit proofs to cover the same within the time limit set by the State Engineer in the above entitled matter, but later, after the expiration of said time limit, did submit proofs covering said lands with the request that, in view of their erroneous opinion, said proofs be accepted and a finding thereon be made and included in the State Engineer's Order and Determination in the matter.

"NOW it appearing that in certain instances, the failure to submit proof was due not to neglect, but rather to a misunderstanding of the nature of the right allowed in said decree of the Circuit Court.

"THEREFORE, it is hereby ORDERED that the time be extended until August 15th, 1939, for accepting proofs of appropriation of inchoate rights to the use of water from Rogue River and its tributaries, covering lands designated as 'irrigated' in paragraph 7 of the Decree of the Circuit Court for Jackson County, dated April 26, 1919."

5.

That the following-named persons, firms, associations, and corporations have submitted proofs of appropriation which cover only those rights which have been determined as vested in Paragraph 6 of the Rogue River Decree and which, therefore, will not be considered herein:

Applegate, Evelyn, Williams, Oregon	Moore, Mary J., Rogue River, Oregon
Bowden, Joseph Henry, Kirk, Oregon	Patterson, A. R. and Mable Ruth, Williams, Oregon
Cech, James and Wilma, Murphy, Oregon	Robinson, John B., Grants Pass, Oregon
Hannum, E. F., Grants Pass, Oregon	Robinson, S. E., Grants Pass, Oregon
Heinzman, Ludwig and Rosa, Grants Pass, Oregon	Ross, Elmer H., Applegate, Oregon
Hoffman, George C., Applegate, Oregon	Rowley, Richard, Williams, Oregon
Lofland, Roy, Williams, Oregon	Schroeder, Bessie Myrtle and Herman, Murphy, Oregon
Markusen, Chris and Agnes, Grants Pass, Oregon	Williams, T. C. (Thos.), Murphy, Oregon
McCarthy, Andrew, Grants Pass, Oregon.	Williams, William W., Rogue River, Oregon
McCollum, A. H., Grants Pass, Oregon	Young, Charley F., Williams, Oregon
Moomaw, Josephas, Williams, Oregon	
Moomaw, J. S., Williams, Oregon	
Moomaw, Cephas and Nellie, Williams, Oregon	

6.

That the following-named persons, firms, associations, and corporations have submitted proofs of appropriation wherein they request that certain amendments and corrections be made in the tabulation of rights determined as vested and found in Paragraph 6 of the Rogue River Decree and which, therefore, will not be considered herein:

Blodgett, A. L., Williams, Oregon	Messinger, Simon Estate, Grants Pass, Oregon
Burkhart, Martin, Williams, Oregon	Simmerville, Elizabeth A., Rogue River, Oregon
Holzhauser, H. B., Williams, Oregon	Smith, W. J. and Nellie J., Gold Hill, Oregon
Pence, Jefferson, Williams, Oregon	York, Jess, Murphy, Oregon
Polack, Mrs. Anna, Murphy, Oregon	

7.

That at the time the original claims were filed in the above-entitled matter it appears that many of the claimants had not fully reclaimed the areas they contemplated irrigating and, therefore, were allowed an inchoate right to the number of acres in each legal subdivision which were to be fully reclaimed and irrigated within the time limit set out in the Rogue River Decree. It further appears that few, if any, of said claimants of inchoate rights had surveys made to determine the legal subdivisions in which the lands covered by said inchoate rights were located. This is taken into consideration in these findings, and in cases where the survey made under the direction of the State Engineer shows that the irrigated area in one legal subdivision is greater than the inchoate rights allowed by the Rogue River Decree and the irrigated area in another legal subdivision under the same claim is less than the inchoate right allowed by said decree a completed right is allowed the number of acres irrigated in each legal subdivision, if claimed in the proof; provided, the aggregate of the acres irrigated does not exceed the total number of acres allowed an inchoate right by said decree and does not exceed the number of acres claimed to have been irrigated within the time limit set in the decree or as extended by the State Water Board or its successor.

8.

That the water users and appropriators allowed rights herein to the use of water from any stream, lake and/or reservoir shall be governed by the Rogue River Decree, Paragraph 82, at Page 72, Column 2, which provides for rotation in the use of said waters.

9.

That in the ensuing paragraphs each of the proofs of appropriation submitted by the various claimants under the inchoate rights set forth in Paragraph 7 of the Rogue River Decree is fully treated and an allowance is made setting forth the name and address of such appropriator, together with the amount of water in cubic foot per second, the stream or other source from which the water is used, the name of the ditch or other means by which the water so applied has been diverted, the date of priority, the uses to which the water is applied, the number of acres to which the water is applied, and the location or description of the land upon which the water is used.

10.

Irwin H. and Rena M. Howe, Trail, Oregon:

Claimants are successors in part to E. E. Ash whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 43, Column 1, under Proof 1, as follows: "Priority 1906; 1.00 second foot; for Irrigation of 49 acres; Allen ditch; Description of place of use: 24 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 13 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 3, Tp. 34 S., R. 1 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 23.2 acres, to-wit: 16.7 acres in Lot 3; 2.6 acres in Lot 5; 3.9 acres in Lot 6, Sec. 3, Tp. 34 S., R. 1 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

The claimants are allowed a right to the use of 0.47 cubic foot per second of water from Rogue River, through the Allen Ditch, with a priority of 1906, for the irrigation of 23.2 acres located as follows:

3.9 acres in that part of Lot 6 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
lying West of Trail Creek
2.1 acres in that part of Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
lying West of Trail Creek and Rogue
River
0.5 acre in that part of Lot 5 lying South
and West of Rogue Acres
16.7 acres in that part of Lot 3 ((NW $\frac{1}{4}$ SW $\frac{1}{4}$)) *NW SE Modified by
NE SW Decree Vol. 16, p. 303*
lying West of Rogue Acres,
Sec. 3,
Tp. 34 S., R. 1 W., W. M., Jackson County,
Oregon.

The foregoing descriptions are amended to conform with the United States land survey.

Agnes E. Allen, 241 W. San Fernando Blvd., Burbank, California:

Claimant is successor in part to E. E. Ash whose inchoate right to the use of water from Rogue River is set out in Paragraph 10 supra.

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 6.2 acres, to-wit: 4.8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 1.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Tp. 34 S., R. 1 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Rogue River, through Allen Ditch, with a priority of 1906, for the irrigation of 6.2 acres located as follows:

4.8 acres in Lot 6 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)

1.4 acres in Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)

Sec. 3,

Tp. 34 S., R. 1 W., W. M.,

Jackson County, Oregon,

all within the following-described tract:

All that certain tract of land lying East of Trail Creek, being situated in Government Lots 5 and 6 in Sec. 3, Tp. 34 S., R. 1 W., Jackson County, Oregon, and described in Deed Record, Volume 146, Page 606, Jackson County, Oregon, excepting that portion described in Deed Records of Jackson County, Oregon, Volume 185, Page 34, and also less and excepting a strip of land described as follows:

Beginning at the SE corner of said tract, thence West along the North bank of Rogue River 210 feet; thence North to a point 138 feet North of the center of Crater Lake Highway; thence East to the East line of said tract; thence South to point of beginning, including about 18 acres,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Frances M. Ash, Trail, Oregon:

Claimant is a successor in part to E. E. Ash whose inchoate right to the use of water from Rogue River is set out in Paragraph 10 next preceding.

Claimant has submitted a proof wherein she states that said inchoate right has been completed by irrigation to the extent of 1.5 acres in that part of Lot 6, Tp. 34 S., R. 1 W., W. M., described below. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

Claimant is allowed a right to the use of 0.03 cubic foot per second of water from Rogue River, through the Allen Ditch, with a priority of 1906, for the irrigation of:

- 1.5 acres in that part of Lot 6, described as follows:
Beginning at the SE corner of Government Lot 6 in Sec. 3, Tp. 34 S., R. 1 W., W. M., Jackson County, Oregon, and running thence West along the North bank of Rogue River 210 feet; thence North to a point 138 feet North of the center line of the Crater Lake Highway; thence East to the East line of said lot; thence South to the point of beginning,

being the full amount claimed in the proof.

Phoebe Mallory, Trail, Oregon:

Claimant is a successor in part to E. E. Ash whose inchoate right to the use of water from Rogue River is set out in Paragraph 10 supra.

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 6.9 acres, all in Lot 4, Sec. 3, Tp. 34 S., R. 1 W., W. M., Jackson County, Oregon. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

Claimant is allowed a right to the use of 0.14 cubic foot per second of water from Rogue River, through the Allen Ditch, with a priority of 1906, for the irrigation of:

- 6.9 acres all in Lot 4, Sec. 3, Tp. 34 S., R. 1 W., W. M., except that portion included in Rogue Acres, also except that part deeded to the State of Oregon for highway purposes, also except a right of way to the California-Oregon Power Co.,

being the full amount claimed in the proof.

C. E. Bellows, Eagle Point, Oregon:

Claimant is successor to the Estate of F. H. Bellows whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 43, Column 2, under Proof 2, as follows: "Priority 1892; 1.25 second feet; for Irrigation of 50 acres;

Bellows ditch; Description of place of use: 2 acres in SE $\frac{1}{2}$ NE $\frac{1}{2}$; 15 acres in NE $\frac{1}{2}$ SE $\frac{1}{2}$; 10 acres in SE $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 8; 8 acres in NW $\frac{1}{2}$ SW $\frac{1}{2}$; 15 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 9, Tp. 35 S., R. 1 W., W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 41 acres irrigated, to-wit: 2 acres in SE $\frac{1}{2}$ NE $\frac{1}{2}$; 12.3 acres in NE $\frac{1}{2}$ SE $\frac{1}{2}$; 4 acres in SE $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 8; 7.7 acres in NW $\frac{1}{2}$ SW $\frac{1}{2}$; 15 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 9, Tp. 35 S., R. 1 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.03 cubic feet per second of water from Rogue River, through the Bellows Ditch, with a priority of 1892, for the irrigation of 41 acres located as follows:

2.0 acres in that part of Lot 2, commencing at the SE corner of said Lot 2, Sec. 8, Tp. 35 S., R. 1 W., W. M.; thence North 20 rods; thence East 40 rods; thence South 20 rods; thence West 40 rods to the point of beginning;
16.3 acres in Lot 3
 Sec. 8;
7.7 acres in NW $\frac{1}{2}$ SW $\frac{1}{2}$
15.0 acres in Lot 1
 Sec. 9,
 Tp. 35 S., R. 1 W., W. M., Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

14.

Ben E. Harder and Elizabeth Duncan Harder, Old Stage Road, Medford, Oregon:

Claimants are successors to Mrs. E. Bergman whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 43, Column 2, under Proof 3, as follows: "Priority 1901; 1.60 second feet for Irrigation of 80 acres; Veghte and Bergman Ditch; Description of place of use: 13 acres in NW $\frac{1}{2}$ NW $\frac{1}{2}$; 32 acres in SW $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 33; 15 acres in NE $\frac{1}{2}$ NE $\frac{1}{2}$; 20 acres in SE $\frac{1}{2}$ NE $\frac{1}{2}$, Sec. 32, Tp. 34 S., R. 1 W. W. M., Jackson County, Oregon,"

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 27.2 acres, to-wit: 4.9 acres in NW $\frac{1}{2}$ NW $\frac{1}{2}$; 20.7 acres in SW $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 33; 0.7 acre in NE $\frac{1}{2}$ NE $\frac{1}{2}$; 0.9 acre in SE $\frac{1}{2}$ NE $\frac{1}{2}$, Sec. 32, Tp. 34 S., R. 1 W., W. M., Jackson County, Oregon.

Claimants have submitted a map prepared by C. Z. Boyden which shows as irrigated the lands claimed in the proof.

Claimants are allowed a right to the use of 0.54 cubic foot per second of water from Rogue River, through the Veghte and Bergman Ditch, with a priority of 1901, for the irrigation of 27.2 acres located as follows:

1.6 acres in Lot 1
Sec. 32;
4.9 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
20.7 acres in Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
Sec. 33,
Tp. 34 S., R. 1 W., W. M.,
Jackson County, Oregon

(For further rights allowed claimants to the use of water from Rogue River, see Paragraph 49 infra.)

15.

George A. Givan, R. F. D. No. 3, Medford, Oregon:

Claimant was allowed an inchoate right to the use of water from Rogue River which is set out in the Rogue River Decree on Page 43, Column 2, under Proof 17, as follows:

"Priority 1898; 2.50 second feet; for Irrigation of 100 acres; Nichols and Co. ditch (1-6 int.); Description of place of use: 40 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6; Tp. 36 S., R. 1 W. W. M., Jackson County, Oregon."

The foregoing allowance and description were corrected by a decree of the Circuit Court of the State of Oregon for Jackson County, dated December 31, 1923, on file and of record in the office of the County Clerk of Jackson County. Said decree states in part as follows, to-wit:

"NOW, THEREFORE, it is hereby ORDERED that the Decree in the Circuit Court in the Rogue River Adjudication, be and the same is hereby entered to correct the description of the land referred to and to correct the said clerical error and to make the description of said lands in accordance with the following, to-wit:

20 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$
40 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 6,
Tp. 36 S., R. 1 W., W. M.,
Jackson County, Oregon,

and in all respects this order is entered for the purpose of making the correction in conformity with the petition, as fully set out herein."

Claimant has submitted proof wherein he states that said inchoate right as described in the foregoing decree of the Circuit Court has been completed by irrigation to the extent of 96 acres, to-wit: 18 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 35 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 43 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 36 S., R. 1 W., W.M.

Claimant does not accept the map prepared from a survey made September 18, 1935, under the direction of the State Engineer, but has submitted a map prepared from a survey made by H. D. Powell, surveyor, on November 19, 1937, which purports to show correctly the location of the ditch and the lands irrigated therefrom. An investigation made in June, 1939, under the direction of the State Engineer, found that the areas shown as irrigated on the map submitted

by claimant include lands which are claimed to be and are in fact sub-irrigated only. Sub-irrigation does not constitute a completion of the inchoate right as contemplated in the Rogue River Decree. The allowance made herein will be based, therefore, upon the survey and map made under the direction of the State Engineer.

Claimant is allowed a right to the use of 1.79 cubic feet per second of water from Rogue River, through Nichols and Co. Ditch, with a priority of 1898, for the irrigation of 71.8 acres located as follows:

13.8 acres in Lot 2 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
25.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
33.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 6,
Tp. 36 S., R. 1 W., W. M.,
Jackson County, Oregon

16.

Thomas A. Carlton and Herbert L. Carlton, Prospect, Oregon:

Claimants are successors to Margaret Gordon whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 43, Column 2, under Proof 19, as follows: "Priority 1893; 1.60 second feet; for Irrigation of 80 acres; Gordon ditch (1-3 int.); Description of place of use: 10 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; 30 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 1 E. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 62.5 acres, to-wit: 9.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 28.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; 24.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 1 E., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 1.25 cubic feet per second of water from Rogue River, through Gordon Ditch, with a priority of 1893, for the irrigation of 62.5 acres located as follows:

9.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
28.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 23;
24.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,
Tp. 33 S., R. 1 E., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

Vida Rankin and Clarence Rankin, Eagle Point, Oregon:

Claimants are successors to C. A. Knight and A. G. Bishop whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 43, Column 3, under Proof 23, as follows: "Priority 1898; 4.00 second feet; for Irrigation of 160 acres; Nichols ditch (1-6 int.); Description of place of use: NE $\frac{1}{4}$, Sec. 6, Tp. 36 S., R. 1 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 146.6 acres, to-wit: 144.5 acres in NE $\frac{1}{4}$, Sec. 6; 2.1 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, Tp. 36 S., R. 1 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 3.66 cubic feet per second of water from Rogue River, through Nichols and Co. Ditch No. 2, with a priority of 1898, for the irrigation of 146.6 acres located as follows:

2.1 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 5;
 37.3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 40.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 40.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 27.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 6,
 Tp. 36 S., R. 1 W., W. M.,
 Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Mrs. Ruth L. Natwick, Rt. 3, Eagle Point, Oregon:

Claimant is successor in part to Otilia Ashpole whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 43, Column 3, under Proof 28, as follows: "Priority 1898; 3.9 second feet; for Irrigation of 155 acres, and Domestic and Stock use; Nichols and Co. ditch (1-2 int.); Description of place of use: 25 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 25 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 35 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20; 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Tp. 35 S., R. 1 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed for stock and domestic use and for irrigation to the extent of 80.1 acres, to-wit: 25 acres, including 15.2 acres sub-irrigated, in NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1); 24.3 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 7.4 acres

in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 23.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Tp. 35 S., R. 1 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found that the area of 15.2 acres in Lot 1, Sec. 20, which claimant asserts is sub-irrigated, is only partially cleared and has not been reclaimed and irrigated to conform with the requirements of the Rogue River Decree for the completion of an inchoate right. Therefore, in so far as the tract in question is concerned, the allowance made herein will cover only the 9.8 acres found to be reclaimed and irrigated by said survey of the State Engineer.

Claimant is allowed a right to the use of 1.63 cubic feet per second of water from Rogue River, through Nichols & Co. Ditch, with a priority of 1898, for domestic and stock use and for the irrigation of 64.9 acres located as follows:

9.8 acres in Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
24.3 acres in Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
7.4 acres in that part of NE $\frac{1}{4}$ SE $\frac{1}{4}$ and
23.4 acres in that part of Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
lying North of a line 1,485.6 feet
North of the South line of Sec. 20,
all in Sec. 20,
Tp. 35 S., R. 1 W., W. M.,
Jackson County, Oregon

The foregoing descriptions are amended to conform with the United States land survey.

19.

J. M. Garrett, Eagle Point, Oregon:

Claimant is successor in part to Otilia Ashpole whose inchoate right to the use of water from Rogue River is set out in Paragraph 18 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 66.8 acres, to-wit: 5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 1.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 33.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20; 13.7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 13.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Tp. 35 S., R. 1 W., W. M., Jackson County, Oregon. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.67 cubic feet per second of water from Rogue River, through Nichols & Co. Ditch, with a priority of 1898, for stock and domestic use and for the irrigation of 66.8 acres located as follows:

1.2 acres in that part of NE $\frac{1}{4}$ SE $\frac{1}{4}$ and
5.0 acres in that part of Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
lying South of a line 1,485.6 feet
North of the South line of Sec. 20;
33.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 20;
13.7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
13.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 29,
Tp. 35 S., R. 1 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

J. C. Engelhardt, Medford, Oregon:

Claimant is successor to Oldson and Berquist whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 43, Column 3, under Proof 29, as follows: "Priority 1898; 1.00 second foot; for Irrigation of 40 acres; Nichols and Co. ditch (1-6 int.); Description of place of use: 30 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Tp. 35 S., R. 1 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 43.6 acres, to-wit: 25.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 17.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 0.3 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Tp. 35 S., R. 1 W., V. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Although said survey found an irrigated area of 25.5 acres in Lot 2, Sec. 32, only 23.2 acres are included in the property described in claimant's proof; therefore, allowance will be made herein only for the 23.2 acres in said Lot 2, owned and irrigated by claimant. The remainder of the above-stated inchoate right allowed claimant's predecessors will cover only 16.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and nothing in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 32. Allowance will be made herein accordingly.

Claimant is allowed a right to the use of 1.00 cubic foot per second of water from Rogue River, through Nichols & Co. Ditch, with a priority of 1898, for the irrigation of 40 acres located as follows:

- 23.2 acres in Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), except the following-described tract: Beginning at the NE corner of Lot 2; thence South 38.5 feet; thence West to the intersection of an irrigation ditch; thence in a Southwesterly direction along the center line of said ditch a distance of 500 feet; thence at right angles by the most direct route to the East bank of the Rogue River; thence in a Northeasterly direction along said bank to the North line of Lot 2; thence East along said North line to the point of beginning;
- 16.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 32,
 Tp. 35 S., R. 1 W., W. M., Jackson County, Oregon,

with descriptions amended to conform with the United States land survey. The inchoate rights found to be completed herein are fixed to conform with the irrigated areas as explained in Paragraph 7.

California Oregon Power Company, Medford, Oregon:

Claimant is successor to the California-Oregon Power Company whose inchoate right to the use of water from the North Fork of Rogue River is set out in the Rogue River Decree on Page 43, Column 3, under Proof 31, as follows: "Priority October 8, 1904; 150 second feet

for present use for power; right to increase to not to exceed 400 second feet, upon compliance with provisions of paragraph 12 of this decree; Prospect Flume; water diverted returned to stream at Power House; Description of place of use: Prospect Power Plant in $W\frac{1}{2}$ $NW\frac{1}{2}$, Sec. 6, Tp. 33 S., R. 3 E. W. M., Jackson County, Oregon."

Under the provisions of said Paragraph 12 of the Rogue River Decree, the State Water Board and its successor, the State Engineer, did extend the time of completion of the above-stated inchoate right from time to time and upon final application of the claimant did make an investigation as to the extent to which said inchoate right had been completed. Based upon said investigation, the claimant was allowed a right, as evidenced by certificate of water right recorded at Page 11282, Volume 10, State Record of Water Right Certificates, to the use of the waters of the North Fork of Rogue River not to exceed 400 cubic feet per second, for the development of 27,591 theoretical horsepower, with a date of priority of October 8, 1904, the place of use being the Prospect Power Plant located in the $W\frac{1}{2}$ $NW\frac{1}{2}$, Sec. 6, Tp. 33 S., R. 3 E., W. M., Jackson County, Oregon.

22.

Table Rock Ditch Company, Central Point, Oregon:

This company was allowed an inchoate right to the use of water from Rogue River which is set out in the Rogue River Decree on Page 43, Column 3, under Proof 38, as follows: "Priority September 22, 1888; 36.2 second feet; for Irrigation of 2892 acres, and Stock and Domestic use; Table Rock ditch; Description of place of use: 30 acres in $NW\frac{1}{2}$ $NW\frac{1}{2}$; 20 acres in $SW\frac{1}{2}$ $NW\frac{1}{2}$, Sec. 7, Tp. 36 S., R. 1 W. W. M.; 35 acres in $NE\frac{1}{2}$ $NE\frac{1}{2}$; 20 acres in $NW\frac{1}{2}$ $NE\frac{1}{2}$; 80 acres in $S\frac{1}{2}$ $NE\frac{1}{2}$; 32 acres in $NE\frac{1}{2}$ $SE\frac{1}{2}$; 40 acres in $NW\frac{1}{2}$ $SE\frac{1}{2}$; 35 acres in $SW\frac{1}{2}$ $SE\frac{1}{2}$; 8 acres in $SE\frac{1}{2}$ $SE\frac{1}{2}$; 40 acres in $SE\frac{1}{2}$ $NW\frac{1}{2}$; 35 acres in $SW\frac{1}{2}$ $NW\frac{1}{2}$; 160 acres in $SW\frac{1}{2}$, Sec. 12; 10 acres in $NW\frac{1}{2}$ $NE\frac{1}{2}$; 35 acres in $NE\frac{1}{2}$ $NW\frac{1}{2}$; 40 acres in $NW\frac{1}{2}$ $NW\frac{1}{2}$; 35 acres in $SW\frac{1}{2}$ $NW\frac{1}{2}$; 10 acres in $SE\frac{1}{2}$ $NW\frac{1}{2}$, Sec. 13; 35 acres in $SE\frac{1}{2}$ $NE\frac{1}{2}$; 30 acres in $SW\frac{1}{2}$ $NE\frac{1}{2}$; 30 acres in $SE\frac{1}{2}$ $NW\frac{1}{2}$; 40 acres in $SW\frac{1}{2}$ $NW\frac{1}{2}$; 320 acres in $S\frac{1}{2}$, Sec. 11; 320 acres in $N\frac{1}{2}$; 5 acres in $NW\frac{1}{2}$ $SE\frac{1}{2}$; 10 acres in $NE\frac{1}{2}$ $SW\frac{1}{2}$; 5 acres in $NW\frac{1}{2}$ $SW\frac{1}{2}$, Sec. 14; 15 acres in $NE\frac{1}{2}$ $NE\frac{1}{2}$; 30 acres in $NW\frac{1}{2}$ $NE\frac{1}{2}$; 80 acres in $S\frac{1}{2}$ $NE\frac{1}{2}$; 160 acres in $NW\frac{1}{2}$; 320 acres in $S\frac{1}{2}$, Sec. 10; 80 acres in $N\frac{1}{2}$ $NE\frac{1}{2}$; 35 acres in $SW\frac{1}{2}$ $NE\frac{1}{2}$; 35 acres in $SE\frac{1}{2}$ $NE\frac{1}{2}$; 80 acres in $N\frac{1}{2}$ $NW\frac{1}{2}$; 5 acres in $SW\frac{1}{2}$ $NW\frac{1}{2}$; 35 acres in $SE\frac{1}{2}$ $NW\frac{1}{2}$, Sec. 15; 20 acres in $NW\frac{1}{2}$ $SW\frac{1}{2}$; 40 acres in $SW\frac{1}{2}$ $SW\frac{1}{2}$; 30 acres in $SE\frac{1}{2}$ $SW\frac{1}{2}$, Sec. 3; 25 acres in $NE\frac{1}{2}$ $SE\frac{1}{2}$; 5 acres in $NW\frac{1}{2}$ $SE\frac{1}{2}$; 15 acres in $SW\frac{1}{2}$ $SE\frac{1}{2}$; 40 acres in $SE\frac{1}{2}$ $SE\frac{1}{2}$, Sec. 4; 80 acres in $E\frac{1}{2}$ $NE\frac{1}{2}$; 15 acres in $NW\frac{1}{2}$ $NE\frac{1}{2}$; 15 acres in $SW\frac{1}{2}$ $NE\frac{1}{2}$; 80 acres in $E\frac{1}{2}$ $SE\frac{1}{2}$; 15 acres in $NW\frac{1}{2}$ $SE\frac{1}{2}$; 30 acres in $SW\frac{1}{2}$ $SE\frac{1}{2}$, Sec. 9; 80 acres in $N\frac{1}{2}$ $NE\frac{1}{2}$; 10 acres in $SW\frac{1}{2}$ $NE\frac{1}{2}$; 20 acres in $NE\frac{1}{2}$ $NW\frac{1}{2}$; 30 acres in $SE\frac{1}{2}$ $NW\frac{1}{2}$; 7 acres in $SW\frac{1}{2}$ $NW\frac{1}{2}$, Sec. 16, Tp. 36 S., R. 2 W. W. M., Jackson County, Oregon."

Proofs have been submitted by persons, firms, and corporations under the foregoing inchoate right allowed the Table Rock Ditch Company, claiming water from the Rogue River, through Table Rock Ditch, for stock and domestic use and for the irrigation of 1,418.6 acres.

Each of said persons, firms, and corporations has accepted the map prepared from the survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom. Following are statements of the claims contained in said proofs, together with the allowances made thereon, aggregating 17.75 cubic feet per second of water, with a priority of September 22, 1888, for stock and domestic use and for the irrigation of 1,418.6 acres.

23.

Blanche Briggs, Central Point, Oregon:

Claimant has submitted proof wherein she states that said inchoate right of the Table Rock Ditch Company has been completed for stock and domestic use and for irrigation to the extent of 19.4 acres, to-wit: 17.1 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; 2.3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon.

Claimant is allowed a right to the use of 0.24 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for stock and domestic use and for the irrigation of:

19.4 acres in that part of Secs. 10 and 15, Tp. 36 S., R. 2 W., W. M., described as follows: The West half of the following-described tract of land: Beginning at the Southwest corner of D.L.C. 40; thence West to the East line of D.L.C. 43; thence South to the SE corner of D.L.C. 43; thence with meanders of Rogue River up-stream to a post on the right bank from which a maple 15 inches in diameter bears South 86 degrees East 28 links, an ash 15 inches in diameter bears North 36 degrees West 79 links; thence North to a post from which a **Y pine** 22 inches in diameter bears North 1 degree East 164 links; thence West 5.90 chains to the place of beginning, containing 155 acres, more or less; saving and excepting from the above-described tract the one-acre lot deeded to Table Rock School District, and also saving and excepting therefrom the 54 acres deeded to S. K. Adams as shown in 54-334, Deed Record, Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

24.

California Joint Stock Land Bank of San Francisco, San Francisco, California:

Claimant has submitted proof wherein it is stated that said inchoate right of the Table Rock Ditch Company has been completed for stock and domestic use and for irrigation to the extent of 34.6 acres, to-wit: 15.1 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 19.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.43 cubic foot per second of water from Rogue River, through the Table Rock Ditch, with a priority of September 22, 1888, for stock and domestic use and for the irrigation of:

34.6 acres within the $E\frac{1}{2} E\frac{1}{2}$ of that certain tract or body of land the whole of which is described as Government Lots 8, 9, 10, and 11 in Sec. 10 and Government Lots 15 and 16 in Sec. 11, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

25.

E. W. Carlton, Central Point, Oregon:

Claimant has submitted proof wherein he states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 79.7 acres, to-wit: 9.2 acres in $SE\frac{1}{4} SW\frac{1}{4}$; 40.3 acres in $SW\frac{1}{4} SE\frac{1}{4}$; 9.0 acres in $SE\frac{1}{4} SE\frac{1}{4}$, Sec. 11; 3.1 acres in $NE\frac{1}{4} NW\frac{1}{4}$; 14.5 acres in $NW\frac{1}{4} NE\frac{1}{4}$; 3.6 acres in $NE\frac{1}{4} NE\frac{1}{4}$, Sec. 14, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 1.00 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of 79.7 acres located as follows:

58.5 acres in that part of the $E\frac{1}{2}$ of the John B. Risley D.L.C. 42 in Sec. 11 and
21.2 acres in that part of the $E\frac{1}{2}$ of the John B. Risley D.L.C. 42 lying in the North part of Sec. 14, Tp. 36 S., R. 2 W., W. M., described as follows:
Commencing at the NE corner of the John B. Risley D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W. M., and from said corner running West on the North boundary of said claim 29 chains and 76 links; thence South 53 chains and 71 links; thence South $89^{\circ} 45'$ East along the South boundary of said claim 29 chains and 76 links to the SE corner of said claim; thence North on the East boundary of said claim 53 chains and 83 links to the place of beginning, containing 160 acres, more or less; saving and excepting therefrom that portion of the premises heretofore sold to Scott V. Davis, described as the $S\frac{1}{2} E\frac{1}{2}$ of D.L.C. 42, Tp. 36 S., R. 2 W., W. M., containing 80 acres, more or less, together with a strip of land 25 feet in width, beginning at the SE corner of the $N\frac{1}{2} E\frac{1}{2}$ of said D.L.C. and running thence North to the intersection of the county road,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

26.

Merrill B. Chase and Alice Gill Chase, Central Point, Oregon:

Claimants have submitted proof wherein they state that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 18.9 acres in the $NE\frac{1}{4} SW\frac{1}{4}$, Sec. 10, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.24 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

18.9 acres in that part of Sec. 10, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon, described as follows:
Commencing at the NE corner of D.L.C. 43 in Tp. 36 S., R. 2 W., W. M., and running thence South 80 rods to the center of the county road; thence West along the center of said county road 40 rods; thence North 80 rods; thence East 40 rods to the place of commencing, containing 20 acres, more or less, (NE $\frac{1}{4}$ SW $\frac{1}{4}$)

being the full amount claimed in the proof with description amended to conform with the United States land survey.

27.

S. C. Collins, Administrator, Central Point, Oregon:

Claimant has submitted proof wherein he states that he has completed said inchoate right of the Table Rock Ditch Company for domestic and stock use and for irrigation to the extent of 58.9 acres, as follows: 3.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 16 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 24.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right for 0.74 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

58.9 acres in that part of Sec. 10, Tp. 36 S., R. 2 W., W. M., described as follows:
Commencing at the NE corner of D.L.C. 43; thence South 160 rods; thence West 80 rods; thence North 160 rods; thence East 80 rods to the place of commencing, containing 80 acres, excepting a 60-foot road running through the entire tract from the East line to the West line and at a point on a line parallel with the North line of Finley Ranch; also excepting the following-described tract: Commencing at the NE corner of D.L.C. 43 in Tp. 36 S., R. 2 W., W. M., and running thence South 80 rods to the center of the county road; thence West along the center of said county road 40 rods; thence North 80 rods; thence East 40 rods to the place of commencing, containing 20 acres, more or less, (3.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 16.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 15.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 24.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$)

being the full amount claimed in the proof with description amended to conform with the United States land survey.

28.

Perry L. Cooper, Central Point, Oregon:

Claimant has submitted proof wherein he states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 2.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.03 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

2.5 acres in that part of Lot 8, Sec. 11, Tp. 36 S., R. 2 W., W. M., described as follows:
Commencing at a point 285.2 feet East and 1,139.8 feet North of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W. M., and running North 162.4 feet; thence East 668.5 feet; thence South 162.4 feet; thence West 668.5 feet to the point of beginning, excepting an easement for road purposes for 15 feet along the East line of said premises,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

29.

Estate of Charles K. Dana, Gus Newbury, Executor, Medford, Oregon:

Claimant has submitted proof wherein he states that said inchoate right of Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 2.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., Jackson County, Oregon.

Claimant is allowed a right to the use of 0.03 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

2.5 acres in that part of Lot 8, Sec. 11, Tp. 36 S., R. 2 W., W. M., described as follows:
Commencing at a point 285.2 feet East and 977.4 feet North of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W. M.; running thence North 162.4 feet; thence East 668.5 feet; thence South 162.4 feet; thence West 668.5 feet to the place of beginning, except an easement for road purposes for 15 feet along the East side of said premises,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

30.

Federal Land Bank of Spokane, Spokane, Washington:

Claimant has submitted proof wherein it is stated that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 69.4 acres, to-wit: 25.9 acres in the south 30 acres of SE $\frac{1}{2}$ NE $\frac{1}{2}$; 39.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.87 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of 69.4 acres located as follows:

25.9 acres in the south 30 acres of SE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 9;
43.5 acres in that part of the N $\frac{1}{2}$ of D.L.C. 44
located in Sec. 9, Tp. 36 S., R. 2 W., W. M.
(39.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 4.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$)
all in Tp. 36 S., R. 2 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

31.

Ernest C. Hamilton, Central Point, Oregon:

Claimant has submitted proof wherein he states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 6.8 acres, to-wit: 3.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 3.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of 6.8 acres located as follows:

3.0 acres in Lot 14 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
3.8 acres in Lot 13 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
Sec. 11,
Tp. 36 S., R. 2 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

32.

Orville C. Hamilton, Central Point, Oregon:

Claimant has submitted proof wherein he states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 39.4 acres, to-wit: 2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 18.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 19 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.49 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for stock and domestic use and for the irrigation of:

39.4 acres within the boundaries of the W $\frac{1}{2}$ E $\frac{1}{2}$ of that certain tract of land described as Government Lots 8, 9, 10, and 11 in Sec. 10 and Government Lots 15 and 16 in Sec. 11, all in Tp. 36 S., R. 2 W., W. M.,
(20.3 acres in Lot 9 (SE $\frac{1}{4}$ NE $\frac{1}{4}$); 17.2 acres in Lot 8 (NE $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 10; 0.9 acre in Lot 15 (SW $\frac{1}{4}$ NW $\frac{1}{4}$); 1.0 acre in Lot 16 (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 11)

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

U. G. Hawkey, Central Point, Oregon:

Claimant has submitted proof wherein he states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 52 acres, to-wit: 12 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.65 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

52.0 acres in the S $\frac{1}{2}$ of that part of D.L.C. 44 in Sec. 9,
Tp. 36 S., R. 2 W., W. M.,
Jackson County, Oregon,
(12 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$)

being the full amount claimed in the proof with description amended to conform with the United States land survey.

Robert F. Hensley and Cora E. Hensley, Central Point, Oregon:

Claimants have submitted proof wherein they state that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.06 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

5.0 acres in that part of Lot 8 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
Sec. 11,
Tp. 36 S., R. 2 W., W. M.,
located as follows:
Beginning at a point 285.2 feet East and 651.6 feet
North of the NW corner of D.L.C. 42 in Sec. 11, Tp.
36 S., R. 2 W., W. M., Jackson County, Oregon, and
running thence East parallel with the North line of
said D.L.C. 42, 668.5 feet; thence North 325.8 feet;
thence West parallel with the North line of said D.L.C.
42, 668.5 feet; thence South 325.8 feet to the point
of beginning,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

William M. Housley and Mary Housley, Central Point, Oregon:

Claimants have submitted proof wherein they state that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 4.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.06 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

4.5 acres in that part of Lot 8 ($NW\frac{1}{4}$ $SW\frac{1}{4}$)
Sec. 11,

Tp. 36 S., R. 2 W., W. M.,
described as follows:

Beginning at a point 285.2 feet East of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W. M., running thence East along the North line of said D.L.C. 42, 668.5 feet; thence North 325.8 feet; thence West 668.5 feet; thence South 325.8 feet to the point of beginning, excepting an easement for road purposes for 15 feet along the East side of said premises,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

36.

Nels A. Jacobson and Anna M. Jacobson, Central Point, Oregon:

Claimants have submitted proof wherein they state that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 5 acres in $NW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.06 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

5.0 acres in that part of Lot 8 ($NW\frac{1}{4}$ $SW\frac{1}{4}$)
Sec. 11,

Tp. 36 S., R. 2 W., W. M.,
described as follows:

Beginning at a point 285.2 feet East and 325.8 feet North of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W. M.; running thence East parallel with the North line of said D.L.C. 42, 668.5 feet; thence North 325.8 feet; thence West parallel with the North line of said D.L.C. 42, 668.5 feet; thence South 325.8 feet to the place of beginning, excepting an easement for road purposes for 15 feet along the East line of said premises,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

37.

Margaret D. Lydiard, Central Point, Oregon:

Claimant has submitted proof wherein she states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 40 acres, to-wit: 16.6 acres in $NW\frac{1}{4}$ $SE\frac{1}{4}$; 15 acres in $SW\frac{1}{4}$ $NE\frac{1}{4}$; 2.9 acres in $SE\frac{1}{4}$ $NE\frac{1}{4}$; 2.4 acres in $NE\frac{1}{4}$ $SE\frac{1}{4}$; 2.7 acres in $NW\frac{1}{4}$ $NE\frac{1}{4}$; 0.4 acre in $NE\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 10, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.50 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

39.8 acres in the $W\frac{1}{2}$ $W\frac{1}{2}$ of a tract consisting of Lots 8, 9, 10, and 11, Sec. 10, and Lots 15 and 16, Sec. 11, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon,

being the full amount of the area claimed in the proof with descriptions amended to conform with the United States land survey.

38.

Sarah F. Miller, Central Point, Oregon:

Claimant has submitted proof wherein she states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 40 acres, to-wit: 3.1 acres in $NE\frac{1}{4}$ $NE\frac{1}{4}$; 17.9 acres in $SE\frac{1}{4}$ $NE\frac{1}{4}$; 19 acres in $NE\frac{1}{4}$ $SE\frac{1}{4}$, Sec. 10, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.50 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

39.8 acres in the $E\frac{1}{2}$ $W\frac{1}{2}$ of a tract of land described as Lots 8, 9, 10, and 11 in Sec. 10 and Lots 15 and 16 in Sec. 11, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon,

being the full amount of the area claimed in the proof with descriptions amended to conform with the United States land survey.

39.

Frank R. Myers, Central Point, Oregon:

Claimant has submitted proof wherein he states that he has completed the said inchoate right of the Table Rock Ditch Company for domestic and stock use and for irrigation to the extent of 4.9 acres in $NW\frac{1}{4}$ $SE\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.06 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

4.9 acres in that part of Lot 10 ($NW\frac{1}{4}$ $SE\frac{1}{4}$)
Sec. 11,

Tp. 36 S., R. 2 W., W. M.,
described as follows:

Commencing at a point on the North line of D.L.C. 42, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon, the same being marked by an iron pin in the center of the county road, the said point being the SW corner of that certain tract deeded to

the grantors herein by Malcolm M. Root, said deed being recorded in Volume 120, Page 142, Deed Records of Jackson County, Oregon; thence East along the North line of said D.L.C. 42, 25 rods; thence Northerly parallel with the West line of said tract (Malcolm M. Root to grantors) 32 rods; thence Westerly parallel with the South line of this tract 25 rods to the West line of said M. M. Root tract; thence South on the West line of said M. M. Root tract 32 rods to the place of beginning, containing five acres,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

40.

Palmer Corporation, Medford, Oregon:

Claimant has submitted proof wherein it is stated that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 418.9 acres, to-wit: 32.5 acres in $SE\frac{1}{4} NE\frac{1}{4}$; 28.4 acres in $NE\frac{1}{4} SE\frac{1}{4}$; 11.2 acres in $SE\frac{1}{4} SE\frac{1}{4}$, Sec. 11; 32 acres in $SW\frac{1}{4} NW\frac{1}{4}$; 38.5 acres in $SE\frac{1}{4} NW\frac{1}{4}$; 16 acres in $NW\frac{1}{4} NE\frac{1}{4}$; 16 acres in $NE\frac{1}{4} NE\frac{1}{4}$; 23 acres in $SW\frac{1}{4} NE\frac{1}{4}$; 7.7 acres in $NW\frac{1}{4} SE\frac{1}{4}$; 40 acres in $NE\frac{1}{4} SW\frac{1}{4}$; 40 acres in $NW\frac{1}{4} SW\frac{1}{4}$; 39 acres in $SW\frac{1}{4} SW\frac{1}{4}$; 34.8 acres in $SE\frac{1}{4} SW\frac{1}{4}$, Sec. 12; 28 acres in $NW\frac{1}{4} NW\frac{1}{4}$; 25.5 acres in $NE\frac{1}{4} NW\frac{1}{4}$; 0.5 acre in $SE\frac{1}{4} NW\frac{1}{4}$; 5.8 acres in $SW\frac{1}{4} NW\frac{1}{4}$, Sec. 13, Tp. 36 S., R. 2 W., T. M.

Claimant is allowed a right to the use of 5.24 cubic feet per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of 418.9 acres, located as follows:

22.2 acres in Lot 1 ($SE\frac{1}{4} NE\frac{1}{4}$)
0.8 acre in NE corner of Lot 12 ($SE\frac{1}{4} NE\frac{1}{4}$)
Sec. 11;
35.4 acres within that part of D.L.C.
37, lying in Sec. 11;
13.7 acres within that part of D.L.C.
38, lying in Sec. 11;
16.0 acres in Lot 6 ($NE\frac{1}{4} NE\frac{1}{4}$)
16.0 acres in $NW\frac{1}{4} NE\frac{1}{4}$
19.4 acres in Lot 9 ($SW\frac{1}{4} NE\frac{1}{4}$)
2.0 acres in Lot 10 ($NW\frac{1}{4} SE\frac{1}{4}$)
18.0 acres in Lot 7 ($SW\frac{1}{4} NW\frac{1}{4}$)
23.2 acres in Lot 8 ($SE\frac{1}{4} NW\frac{1}{4}$)
Sec. 12;
114.0 acres within that part of D.L.C.
37, lying in Sec. 12;
77.9 acres within that part of D.L.C.
38, lying in Sec. 12;
20.5 acres within that part of D.L.C.
38, lying in Sec. 13;
28.9 acres in that part of D.L.C. 41,
lying in Sec. 13;
10.9 acres in Lot 8 ($NE\frac{1}{4} NW\frac{1}{4}$)
Sec. 13,
Tp. 36 S., R. 2 W., T. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Ada E. Rodgers, Central Point, Oregon:

Claimant has submitted proof wherein she states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 10 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

10.0 acres in that part of Lot 9 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
Sec. 11,

Tp. 36 S., R. 2 W., W. M.,
described as follows:

Beginning 1,622.2 feet East and 644.3 feet North of the NW corner of D.L.C. 42, Sec. 11, Tp. 36 S., R. 2 W., W. M.; running thence North 651.6 feet; thence West 668.5 feet on a line parallel with the North line of D.L.C. 42; thence South 651.6 feet; thence East on a line parallel with the said North line of said D.L.C. 42, 668.5 feet to the place of beginning, excepting and reserving therefrom an easement for road purposes for 15 feet along the West line of said premises,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

Fred N. Rorden and Anna Rorden, Central Point, Oregon:

Claimants have submitted proof wherein they state that they have completed said inchoate right of the Table Rock Ditch Company for domestic and stock use and for irrigation to the extent of 238.6 acres, to-wit: 30 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3; 40 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 25 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 24 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 16.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon.

Claimants are allowed a right to the use of 2.98 cubic feet per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of 238.6 acres, located as follows:

30.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
20.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 3;
3.4 acres in Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
24.2 acres in Lot 3 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
40.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
16.2 acres in Lot 5 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
24.8 acres in Lot 4 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
Sec. 10,
Tp. 36 S., R. 2 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Ruby Violet Schafer, Central Point, Oregon:

Claimant has submitted proof wherein she states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 31.5 acres, to-wit: 6.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 2.1 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 14.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 8.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.39 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

31.5 acres in that part of Sec. 11, Tp. 36 S., R. 2 W., W. M., Jackson County, Oregon, described as follows:

Beginning at a stone monument at the NE corner of D.L.C. 42 in said township and range and thence running Northerly along the West line of D.L.C. 37 in said township and range a distance of 1,647.4 feet to the most Southerly SE corner of Lot 1 in said Sec. 11; thence running Westerly along the most Southerly line of said Lot 1, 356.5 feet, more or less, to the SW corner thereof; thence running North along the West line of said Lot 1, 943.8 feet, more or less, to the NW corner of said Lot 1, the same being also the NE corner of Lot 2 in said Sec. 11; thence running Westerly along the North line of said Lot 2, 644 feet, more or less, to the dividing line between this described tract and land on the West thereof; thence Southerly along said dividing line 2,591.2 feet, more or less, to the North line of said D.L.C. 42 at a point thereon marked by an iron pin in the center of the county road; thence running at an angle to the East from the last-mentioned course 89° 41' along said North line of said D.L.C. 42, 1,005.7 feet to the place of beginning, being all of Lot 11 and parts of Lots 2, 10, and 12 of said Sec. 11 and containing an area of 51.98 acres, more or less, excepting therefrom the following three tracts, to-wit:

(1) A right of way heretofore conveyed to the Drum-Bybee-Hunsaker-Pickens Ditch Co.

(2) The following tract described in deed recorded in Volume 97 at Page 508, Deed Records of said Jackson County, to-wit: Beginning at the NE corner of D.L.C. 39 which is on the West line of D.L.C. 37 in Tp. 36 S., R. 2 W., W. M., and running thence South on the line between D.L.C. Nos. 37 and 39, 100.5 feet; thence West 358.8 feet; thence North 100.5 feet and thence East 358.8 feet to the place of beginning, containing 0.82 acre, said tract being in the NE corner of Government Lot 12, in said Sec. 11.

(3) A tract described as follows: Commencing at a point on the North line of D.L.C. 42, Tp. 36 S., R. 2 W., W. M., the same being marked by an iron pin in the center of the county road, the said point being the SW corner of that certain tract deeded to John Cameron and wife by Malcolm M. Root, said deed being recorded in Volume 120, Page 142, Deed Records of said Jackson County; thence running East along the North line of said D.L.C. 42, 25 rods; thence Northerly and parallel with the West line of said Cameron tract 32 rods; thence Westerly and parallel with the South line of said Cameron tract 25 rods to the West line of said Cameron tract; thence Southerly along said West line of said Cameron tract 32 rods to the place of beginning, containing 5 acres,

this being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Fred B. Smith and Leila Smith, Central Point, Oregon:

Claimants have submitted proof wherein they state that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 4.5 acres, to-wit: $NE\frac{1}{4} SW\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.06 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

4.5 acres in that part of Lot 9 ($NE\frac{1}{4} SW\frac{1}{4}$)
Sec. 11,

Tp. 36 S., R. 2 W., W. M.,
described as follows:

Beginning at a point 953.7 feet East of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W. M., running thence East along the North line of said D.L.C. 42, 668.5 feet; thence North 325.8 feet; thence West 668.5 feet; thence South 325.8 feet to the place of beginning, excepting and reserving therefrom an easement for road purposes for 15 feet along the West line of said premises,
Jackson County, Oregon,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

S. M. Tuttle and Emelia G. Tuttle, Central Point, Oregon:

Claimants have submitted proof wherein they state that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 46.7 acres, to-wit: 1.8 acres in $SE\frac{1}{4} NW\frac{1}{4}$; 5.9 acres in $SW\frac{1}{4} NE\frac{1}{4}$; 19.5 acres in $NW\frac{1}{4} SE\frac{1}{4}$; 19.5 acres in $NE\frac{1}{4} SW\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.58 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of 46.7 acres located as follows:

1.4 acres in Lot 2 ($SW\frac{1}{4} NE\frac{1}{4}$)
4.5 acres in Lot 12 ($SW\frac{1}{4} NE\frac{1}{4}$)
1.8 acres in Lot 13 ($SE\frac{1}{4} NW\frac{1}{4}$)
19.5 acres in Lot 9 ($NE\frac{1}{4} SW\frac{1}{4}$)
19.5 acres in Lot 10 ($NW\frac{1}{4} SE\frac{1}{4}$)

Sec. 11,
Tp. 36 S., R. 2 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Valentine S. Ware and Maud L. Ware, Central Point, Oregon:

Claimants have submitted proof wherein they state that they have completed said inchoate right of the Table Rock Ditch Company for domestic and stock use and for irrigation to the extent of 5 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.06 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

5.0 acres described as follows:

Beginning at a point 1,622.2 feet East and 325.8 feet North of the NW corner of D.L.C. 42, Sec. 11, Tp. 36 S., R. 2 W., W. M., and running thence North 318.5 feet; thence West 668.5 feet on a line parallel with the North line of D.L.C. 42; thence South 318.5 feet; thence East on a line parallel with the North line of D.L.C. 42, 668.5 feet to the place of beginning, excepting an easement for road purposes for 15 feet along the West line of said premises, (NE $\frac{1}{4}$ SW $\frac{1}{4}$)

being the full amount claimed in the proof with description amended to conform with the United States land survey.

Ralph N. Wilson and Winona Wilson, Central Point, Oregon:

Claimants have submitted proof wherein they state that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 68.6 acres, to-wit: 35.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10; 29.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3.4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 36 S., R. 2 W., W. M.

Claimants are allowed a right to the use of 0.86 cubic foot per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of:

68.6 acres in that part of Secs. 10 and 15, Tp. 36 S., R. 2 W., W. M., described as follows:

The East half of the following-described land:

Beginning at the SW corner of D.L.C. 40 and running thence West to the East line of D.L.C. 43; thence South to the SE corner of D.L.C. 43; thence with meanders of Rogue River upstream to a post on the right bank from which a maple 15 inches in diameter bears South 86° East 28 links and an ash 15 inches in diameter bears North 36° West 79 links; thence North to a post from which a yellow pine 22 inches in diameter bears North 1° East 164 links; thence West 5.90 chains to the place of beginning, containing 155 acres, more or less, all in Secs. 10 and 15, Tp. 36 S., R. 2 W., W. M., excepting from the above-described land the one-acre lot deeded to the Table Rock School District and also excepting the 54 acres deeded to S. K. Adams, as shown in 54-334, Deed Records, Jackson County, Oregon.

Also including the following-described tract:

Beginning at a point on the North bank of Rogue River 58.71 chains, more or less, South of the NW corner of Government Lot 7 in Sec. 10, Tp. 36 S., R. 2 W., W. M.; thence North 58.71 chains, more or less, to the NW corner of said Lot 7;

thence West 9.36 chains; thence South 58.71 chains, more or less, to the North bank of Rogue River; thence Easterly following the present meanderings of the North bank of said river 10 chains, more or less, to the place of beginning, containing 54.94 acres of land, excepting therefrom, however, the one-acre deeded off the NE corner of said described tract for school purposes; also excepting the road and ditch across the North end of said tract, (35.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10; 29.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3.4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 36 S., R. 2 W., W. M.)

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

48.

George H. Wyckoff, Danmoore Hotel, Portland, Oregon:

Claimant has submitted proof wherein he states that said inchoate right of the Table Rock Ditch Company has been completed for domestic and stock use and for irrigation to the extent of 111.7 acres, to-wit: 21.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 24 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; 16.1 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15; 26 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 23.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, Tp. 36 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 1.40 cubic feet per second of water from Rogue River, through Table Rock Ditch, with a priority of September 22, 1888, for domestic and stock use and for the irrigation of 111.7 acres located as follows:

45.8 acres in that part of Sec. 10,
Tp. 36 S., R. 2 W., W. M.,
described as follows:
Beginning at the NE corner of D.L.C. 44 in Tp. 36 S.,
R. 2 W., W. M.; running thence South on the East line of
said D.L.C. 44, a distance of 39 chains 80 links to the
South line of Sec. 10; thence West along the South line
thereof 11 chains 30 links to the West line of Sec. 10;
thence North on said section line 39 chains 80 links to
the North line of said D.L.C. 44; thence East 11 chains 50
links to the point of beginning, (21.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$;
24 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10)

16.1 acres in that part of Sec. 15,
Tp. 36 S., R. 2 W., W. M.,
described as follows:
All of D.L.C. 43 except 80 acres sold to Lesh M. Collins
described as follows:
Commencing at the NE corner of said D.L.C. 43; thence
running South 160 rods; thence West 80 rods; thence North
160 rods; thence East 80 rods to the place of beginning
(NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15)

23.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
26.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 16,
Tp. 36 S., R. 2 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Ben E. Harder and Elizabeth Duncan Harder, Old Stage Road, Medford, Oregon:

Claimants are successors in part to P. S. Anderson whose inchoate right to the use of water from Rogue River is set out in the Rogue River Decree on Page 44, Column 1, under Proof 40, as follows: "Priority 1901; 5.22 second feet; for Irrigation of 313 acres; Veghte and Bergman ditch; Description of place of use: 10 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 30 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 15 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 25 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 34 S., R. 1 W. W. M.; 32 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 25 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 37 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 36 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 30 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 38 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4; 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 35 S., R. 1 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 60.2 acres, to-wit: 17.1 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 3.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 15.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 8.9 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, Tp. 34 S., R. 1 W., W. M.; 12.8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 1.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 35 S., R. 1 W., W. M. Claimants have submitted a map prepared from a survey made by C. Z. Boyden, surveyor, which shows as irrigated the lands claimed in the proof.

It appears that in the Rogue River Decree the right allowed P. S. Anderson in the NW $\frac{1}{4}$, Sec. 33, Tp. 34 S., R. 1 W., W. M., covered lands owned by Mrs. E. Bergman who was allowed a right which is set out in said decree on Page 43, Column 2, under Proof 3, for the irrigation of lands in said NW $\frac{1}{4}$, Sec. 33. It is obvious that the rights allowed P. S. Anderson in said Sec. 33 should have been described as being in the SW $\frac{1}{4}$ thereof for the reason that other rights allowed him in said decree cover lands in Sec. 4, Tp. 35 S., R. 1 W., W. M., immediately adjoining said SW $\frac{1}{4}$. Therefore, said error is hereby corrected and the allowance herein made will be in accordance therewith.

Claimants are allowed a right to the use of 1.01 cubic feet per second of water from Rogue River, through Veghte and Bergman Ditch, with a priority of 1901, for the irrigation of 60.2 acres located as follows:

3.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 17.1 acres in Lot 2 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
 24.6 acres in Lot 3 (SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$)
 Sec. 33,
 Tp. 34 S., R. 1 W., W. M.

12.8 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ and
 1.8 acres in that part of Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
 described as follows:
 Beginning at the North quarter corner of Sec. 4, Tp. 35 S.,
 R. 1 W., W. M.; thence West along the North line of said
 Sec. 4, 1,435 feet; thence South 700 feet; thence East 1,435
 feet; thence North 700 feet to the point of beginning.
 Sec. 4,
 Tp. 35 S., R. 1 W., W. M.,
 Jackson County, Oregon,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

The inchoate rights which are found to be completed herein are fixed to conform with the irrigated areas as explained in Paragraph 7.

(For further rights allowed claimants to the use of water from Rogue River, see Paragraph 14 supra.)

50.

Jefferson B. Lindsay, Box 32, Eagle Point, Oregon:

Claimant is a successor in part to P. S. Anderson whose inchoate right to the use of water from Rogue River is set out in Paragraph 49 supra.

Claimant has submitted a proof wherein he states that said inchoate right has been completed by irrigation to the extent of 82.4 acres, to-wit: 13.9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 8.3 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 0.3 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 34.1 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 14.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 2.7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 8.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 35 S., R. 1 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of 8.3 acres in Lot 1, Sec. 4, of which a strip 125 feet by 700 feet containing 1.8 irrigated acres is the property of Ben E. and Elizabeth Duncan Harder. The remaining irrigated area of 6.5 acres in said Lot 1 is the property of claimant and a right to the use of water for the irrigation thereof will be allowed herein accordingly.

Claimant is allowed a right to the use of 1.35 cubic feet per second of water from Rogue River, through Veghte and Bergman Ditch, with a priority of 1901, for the irrigation of 80.6 acres located as follows:

13.9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 4,
except a strip of land 700 feet wide along the north end
of said NE $\frac{1}{4}$ NW $\frac{1}{4}$;
6.5 acres in Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
Sec. 4,
except a strip 125 feet by 700 feet in said Lot 1, the
property of B. E. and Elizabeth Duncan Harder;

0.3 acre in Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
34.1 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
14.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
2.7 acres in Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
8.4 acres in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
Sec. 4,
Tp. 35 S., R. 1 W., W. M.,
Jackson County, Oregon

The foregoing descriptions are amended to conform with the United States land survey.

CLARK CREEK

51.

Mrs. Orbra Abbott, Butte Falls, Oregon:

Claimant is successor to the Estate of Wm. Abbott whose inchoate right to the use of water from Clark Creek is set out in the Rogue River Decree on Page 44, Column 1, under Proof 332, as follows: "Priority 1899; 1.25 second feet; for Irrigation of 50 acres; Wakefield ditch; Description of place of use: Irrigated and to be irrigated: 12 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 18 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17; 12 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 34 S., R. 2 E. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 25.8 acres, to-wit: 19 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 6.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 34 S., R. 2 E., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.65 cubic foot per second of water from Clark Creek, through Wakefield Ditch, with a priority of 1899, for the irrigation of 25.8 acres located as follows:

19.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
6.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 17,
Tp. 34 S., R. 2 E., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof. This allowance is subject to the qualifications and stipulations set out in the Rogue River Decree, Paragraph 28, Page 61, Column 3.

52.

Henry Earl Francis, Butte Falls, Oregon:

Claimant is successor to Malinda J. Hawk whose inchoate right to the use of water from Clark Creek is set out in the Rogue River Decree on Page 44, Column 1, under Proof 333, as follows: "Priority 1899; 1.30 second feet; for Irrigation of 65 acres; Wakefield ditch; Description of place of use: Irrigated: 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8; 5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 34 S., R. 2 E. W. M.; to be Irrigated: 50 acres in above legal subdivisions; Jackson County, Oregon." Also "Priority 1899; 5.80 second feet, for Power; 75 foot-head development of 20 horsepower. Wakefield ditch; water returned to stream on claimant's land."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 45.2 acres, to-wit: 4.1 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 29 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 1.9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8; 1.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 9.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 34 S., R. 2 E., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

No claim is made in the proof for 5.8 cubic feet per second for power for which an inchoate right was allowed as shown above. The survey made under the direction of the State Engineer in October, 1935, revealed no water used for power; therefore, no right for power is herein allowed.

Claimant is allowed a right to the use of 0.90 cubic foot per second of water from Clark Creek, through Wakefield Ditch, with a priority of 1899, for the irrigation of 45.2 acres located as follows:

1.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
9.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 7;
4.1 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
29.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
1.9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 8,
Tp. 34 S., R. 2 E., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof. This allowance is subject to the qualifications and stipulations set out in the Rogue River Decree, Paragraph 28, Page 61, Column 3.

53.

R. M. Conley:

Claimant purports to be a successor in part to Malinda J. Hawk whose inchoate right to the use of water from Clark Creek for power purposes is set out in Paragraph 52 next preceding.

Claimant has submitted proof wherein he states that he is entitled to 5.87 second feet of water from Clark Creek for power purposes under said inchoate right for the following reasons: (1) that he purchased from Milinda J. Hawk the property to which said right was appurtenant; (2) that he thereafter made application to the State Engineer to transfer said water right to other lands; (3) that said application was granted, and there was an application for the permit of water No. 5959 filed for the use of water upon said other lands; (4) that upon said application the State Engineer issued a certificate of water right recorded Vol. 2 Page 8973 granting a water right to 1.04 cubic feet per second of water to be used on said other lands; (5) that said right is vested; (6) that the water herein mentioned is the same water which was granted as inchoate right to Malinda J. Hawk.

Although application for transfer of use was made to the State Engineer as stated in claimant's proof, said application was denied by said State Engineer (see Special Order Record of the State Engineer, Volume 1, Page 51). Claimant's right to the use of water from Clark Creek for the irrigation of his lands was established by certificate of water right recorded at Page 8973, Volume 2, State Record of Water Right Certificates. This right does not include said inchoate right allowed Malinda J. Hawk nor does it incorporate any use for power purposes. Claimant must depend upon said certificate for water for irrigation and cannot be deemed a successor to Malinda J. Hawk.

Claimant is not allowed a right to the use of the 5.87 cubic feet per second of water from Clark Creek which he claims in his proof.

VINE MAPLE CREEK

54.

Everett R. Sublette and Luvenia Sublette, Trail, Oregon:

Claimants are successors to J. E. Higinbotham whose inchoate right to the use of water from Vine Maple Creek is set out in the Rogue River Decree on Page 44, Column 1, under Proof 334, as follows: "Priority 1907; 0.40 second feet; for Irrigation of 20 acres; Higinbotham ditch; Description of place of use: Irrigated: 12 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 2, Tp. 34 S., R. 1 E. W. M.; To be Irrigated: 8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, Tp. 34 S., R. 1 E. W. M., Jackson County, Oregon."

In a suit in the Circuit Court of the State of Oregon for Jackson County brought by claimants against H. M. von Stein et al, Circuit Court Journal for Jackson County, Oregon, Volume 63, at Pages 346-7 and 483-4, the place of use was changed from the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 2, Tp. 34 S., R. 1 E., W. M., to the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 2; the defendants were allowed a prior right to the use of 0.025 second foot of water from Vine Maple Creek for irrigation, domestic and stock use, and the claimants were allowed the use of 0.40 second foot of water from Vine Maple Creek for domestic use and irrigation subsequent to said 0.025 second foot but first, prior, and superior to all other rights to the use of water from Vine Maple Creek.

Claimants have submitted proof wherein they state that said inchoate right as amended by said decree has been completed for domestic and stock use and by irrigation to the extent of 20 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Tp. 34 S., R. 1 E., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

Claimants are allowed a right to the use of 0.40 cubic foot per second of water from Vine Maple Creek, through Higinbotham Ditch, with a priority of 1907, for domestic use and for the irrigation of:

20 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 2,
Tp. 34 S., R. 1 E., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

55.

Harold M. von Stein, Trail, Oregon:

Claimant is successor to Gus Nichols whose inchoate right to the use of water from Vine Maple Creek is set out in the Rogue River Decree on Page 44, Column 1, under Proof 366, as follows: "Priority 1908; 1.60 feet; for Irrigation of 80 acres and Stock; Vine Maple ditch; Description of place of use: To be Irrigated: 20 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 34 S., R. 1 E. W. M., Jackson County, Oregon."

Said Gus Nichols was also granted a vested right to the use of water from Vine Maple Creek which is set out in the said Rogue River Decree on Page 4, Column 1, under Proof 366, as follows: "Priority 1896; 0.40 second feet; for Irrigation of 20 acres and stock; Vine Maple ditch; * * * Description of place of use: 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 34 S., R. 1 E. W. M., Jackson County, Oregon." Under the provisions of Sec. 47-712, Oregon Code 1930, the State Engineer entered an order on March 31, 1937 (Special Order Record, Volume 3, Page 119), changing the right covering the 10 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 11 to a right to the use of water for stock and domestic purposes, provided that the quantity of water diverted for such use shall not exceed 0.025 cubic foot per second during the irrigation season and domestic use shall include the irrigation of a garden and lawn not to exceed 2 acres.

On May 28, 1937, the Circuit Court of the State of Oregon for Jackson County entered a decree in the case of Everette R. Sublette and Luvenia Sublette vs. H. M. von Stein et al, Circuit Court Journal for Jackson County, Oregon, Volume 63 at Pages 346-7 and 483-4, wherein claimant was allowed a right to the extent of 0.025 second foot for domestic, stock, and irrigation to be used on 10 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 10 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 34 S., R. 1 E., W. M., with a right superior to others on Vine Maple Creek.

Claimant has submitted proof wherein he states that said inchoate right has been completed for stock use and by irrigation to the extent of 9.4 acres, to-wit: 7.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 34 S., R. 1 E., W. M. Claimant in his proof also states that he accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

The amount claimed in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, is not allowed for the reason that 2 acres shown as irrigated therein are not irrigated from Vine Maple Creek but from Clark Creek and 0.5 acre shown as irrigated therein is covered by the above-stated vested right.

Claimant is allowed a right to the use of 0.15 cubic foot per second of water from Vine Maple Creek, through Vine Maple Ditch, with a priority of 1908, for domestic and stock use and for the irrigation of:

7.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 11,
Tp. 34 S., R. 1 E., W. M.,
Jackson County, Oregon

RICHARD CREEK

56.

William Trefren, Butte Falls, Oregon:

Claimant is successor to Jasper Tungate whose inchoate right to the use of water from Richard Creek is set out in the Rogue River Decree on Page 44, Column 2, under Proof 339, as follows: "Priority 1908; 0.40 second foot; for Irrigation of 20 acres; Tungate ditch; Description of place of use: Irrigated: 13 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19; To be Irrigated: 7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Tp. 35 S., R. 3 E. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has a vested right for the irrigation of 13 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, and that he has not completed the inchoate right for the irrigation of 7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Tp. 35 S., R. 3 E., W. M. The claim to a vested right for the irrigation of 13 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, is in error as the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom. Said map shows an irrigated area of 9 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 19, for which an allowance will be made herein.

Claimant is allowed a right to the use of 0.18 cubic foot per second of water from Richard Creek, through Tungate Ditch, with a priority of 1908, for the irrigation of:

9 acres in N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 19,
Tp. 35 S., R. 3 E., W. M.,
Jackson County, Oregon

ELK CREEK

57.

Boyd and Weston Miller, Trail, Oregon:

Claimants are successors to the Traders Trust Co. whose inchoate right to the use of water from Elk Creek is set out in the Rogue River Decree on Page 44, Column 2, under Proof 344, as follows: "Priority June, 1900; 0.30 second foot; for Irrigation of 11.75 acres; Heckathorn ditch; Description of place of use: Irrigated: 2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 1 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; 2.75 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Tp. 33 S., R. 1 E. W. M., Jackson County, Oregon; To be Irrigated: 6 acres in said subdivisions."

Claimants have submitted proof wherein they state that said inchoate right has been completed to the extent of 8.6 acres irrigated, to-wit: 1.9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, and 6.7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Tp. 33 S., R. 1 E., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

Claimants are allowed a right to the use of 0.22 cubic foot per second of water from Elk Creek, through Heckathorn Ditch, with a priority of June, 1900, for the irrigation of 8.6 acres located as follows:

1.9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 8;
6.7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 17,
Tp. 33 S., R. 1 E., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

EAST FORK OF TRAIL CREEK

58.

Della B. Watkins, Medford, Oregon:

Claimant is successor to Carl T. Skyrman whose inchoate right to the use of water from the East Fork of Trail Creek is set out in the Rogue River Decree on Page 44, Column 3, under Proof 303, as follows: "Priority 1908; 0.68 second foot; for Irrigation of 34 acres; Skyrman ditch; Description of place of use: To be irrigated: 15 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 19 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 33 S., R. 1 W. W. M., Jackson County, Oregon." Said Carl T. Skyrman was also granted a vested right to the use of water from the East Fork of Trail Creek which is set out in the Rogue River Decree on Page 5, Column 2, under Proof 303, as follows: "Priority 1898; 0.38 second foot; for Irrigation of 19 acres, and domestic and stock use; Skyrman ditch; * * * Description of place of use: 6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 13 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 33 S., R. 1 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that the above inchoate right has been completed by irrigation to the extent of 37.4 acres, to-wit: 18.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 19 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 33 S., R. 1 W., W. M. Claimant in her proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom only as to 18.4 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, shown as irrigated, of which 6 acres are covered by a vested right. The said map shows only 16.3 acres irrigated in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, of which 13 acres are covered by a vested right whereas it is asserted in the proof that there are 19 acres irrigated in said tract. In the absence of a map prepared from an independent survey or other evidence of proof to support claimant's contention, the amount of land shown as irrigated on the map of the State Engineer is hereby taken as the basis of the allowance made herein.

The quantity of water allowed herein, together with the quantity heretofore allowed a vested right as set out above, is sufficient for the irrigation of the area found to be irrigated by the survey made under the direction of the State Engineer, to-wit: 18 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 16.3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 4.

Claimant is allowed a right to the use of 0.31 cubic foot per second of water from the East Fork of Trail Creek, through Skyrman Ditch, with a priority of 1908, for stock and domestic use and for the irrigation of 15.7 acres located as follows:

12.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
3.3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 4,
Tp. 33 S., R. 1 W., W. M.,
Jackson County, Oregon

SPRINGS AT HEAD OF TIE CAMP CREEK

59.

J. W. Richardson, Trail, Oregon:

Claimant was allowed an inchoate right to the use of water from the Springs at Head of Tie Camp Creek as set out in the Rogue River Decree on Page 44, Column 3, under Proof 308, as follows: "Priority 1908; 0.40 second foot; for Irrigation of 20 acres; and Stock; Richardson ditch; Description of place of use: To be irrigated: 20 acres in S $\frac{1}{2}$, Sec. 16, Tp. 33 S., R. 2 E. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for stock use and for irrigation to the extent of 5.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Tp. 33 S., R. 2 E., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

Claimant is allowed a right to the use of 0.11 cubic foot per second of water from the Springs at Head of Tie Camp Creek, through Richardson Ditch, with a priority of 1908, for the irrigation of:

5.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 16,
Tp. 33 S., R. 2 E., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

HOLE-IN-THE-GROUND CREEK

60.

Joseph B. and Christine E. Dobbyn, Trail, Oregon:

Claimants are successors to J. F. Ditsworth whose inchoate right to the use of water from Hole-in-the-Ground Creek is set out in the Rogue River Decree on Page 44, Column 3, under Proof 316, as follows: "Priority 1900; 0.05 second foot; for Irrigation of 2 acres and Domestic and Stock; Ram or pumping; Description of place of use: 2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 33 S., R. 2 E. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 33 S., R. 2 E., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

Claimants are allowed a right to the use of 0.05 cubic foot per second of water from Hole-in-the-Ground Creek through an unnamed ditch and pipe, with a priority of 1900, for domestic and stock use and for the irrigation of:

2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
except a strip of land 4 rods wide off
the north side thereof
Sec. 9,
Tp. 33 S., R. 2 E., W. M.,

being the full amount claimed in the proof.

GEPPERT CREEK

61.

Doris M. Miller, c/o Neff & Frohnmayer, Medford, Oregon:

Claimant is successor to William and Earl Ulrich whose inchoate right to the use of water from Geppert Creek is set out in the Rogue River Decree on Page 45, Column 1, under Proof 328, as follows: "Priority 1906; 2.00 second feet; for Irrigation of 100 acres; Geppert ditch; Description of place of use: Irrigated: 30 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 30 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; To be irrigated: 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, all in Sec. 26, Tp. 33 S., R. 3 E. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she asserts a vested right for the irrigation of 60 acres, to-wit: 30 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 30 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Tp. 33 S., R. 3 E., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant further states that said inchoate right has been completed by irrigation to the extent of 15.3 acres, to-wit: 5.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 9.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Tp. 33 S., R. 3 E., W. M.

Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 20.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 27.2 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Tp. 33 S., R. 3 E., W. M., which will be considered in these findings as the area reclaimed in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 1.26 cubic feet per second of water from Geppert Creek, through Geppert Ditch, with a priority of 1906, for the irrigation of 62.9 acres located as follows:

20.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
27.2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
9.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
5.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 26,
Tp. 33 S., R. 3 E., W. M.,
Jackson County, Oregon

LOST CREEK

62.

Clara D. Manning, Prospect, Oregon:

Claimant is successor to Frank M. Manning whose inchoate right to the use of water from Lost Creek is set out in the Rogue River Decree on Page 45, Column 1, under Proof 314, as follows: "Priority 1908; 1.06 second feet; for Irrigation of 53 acres, and Domestic use; Manning ditch; Description of place of use: To be irrigated: 53 acres in Sec. 24, Tp. 33 S., R. 1 E. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed for domestic use and by irrigation to the extent of 30.8 acres, to-wit: 13.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 17.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 1 E., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and lands irrigated therefrom.

Claimant is allowed a right to the use of 0.62 cubic foot per second of water from Lost Creek, through Manning Ditch, with a priority of 1908, for domestic use and for the irrigation of 30.8 acres located as follows:

13.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
17.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 24,
Tp. 33 S., R. 1 E., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

BEAR CREEK

63.

Sam K. Pollard, Talent, Oregon:

Claimant is successor to J. W. Mills whose inchoate right to the use of water from Bear Creek is set out in the Rogue River Decree on Page 45, Column 1, under Proof 44, as follows: "Priority Dec. 1908; 0.54 second foot; for Irrigation of 43 acres; Pump and Reservoir; Description of place of use: 43 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30; and N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 31, Tp. 38 S., R. 1 E. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 22 acres, to-wit: 10 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30; 12 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 31, Tp. 38 S., R. 1 E., W. M. Claimant with his proof has also submitted a map prepared by the water master which purports to show correctly the location of the ditch and lands irrigated therefrom.

Claimant is allowed a right to the use of 0.28 cubic foot per second of water by pumping from Bear Creek, with a priority of December, 1908, for the irrigation of:

22 acres within the following-described tracts:
Beginning at the SW corner of D.L.C. 42, in Sec. 31, Tp. 38 S., R. 1 E., W. M., Jackson County, Oregon, running thence East 1,314.7 feet to the SE corner of said D.L.C.; thence North 171.6 feet to the South line of D.L.C. 43, said township and range; thence East on the said South line 127 feet to a point in the center of Bear Creek; thence along the center of the channel of said creek North 20° 15' West 302 feet; thence North 6° East 190 feet; thence North 40° East 500 feet; thence North 2° 30' West 167 feet; thence North 36° 45' West 320 feet; thence South 85° West 700 feet; thence South 54° 45' West 370 feet; thence South 18° West 220 feet; thence South 77° West 421 feet to where the center line of said creek crosses the West line of D.L.C. 42; thence South along said D.L.C. line 872 feet to the place of beginning, containing 41.84 acres, more or less, according to survey.

Also beginning at a point 26 feet North of the SE corner of D.L.C. 42, Sec. 31, Tp. 38 S., R. 1 E., W. M., Jackson County, Oregon; thence South 53° East 287 feet; thence North 26° 18' West 350 feet; thence West 75 feet; thence South 141.6 feet to the place of beginning, (S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 31)

being the full amount claimed in the proof with the description amended to conform with the United States land survey.

HOBART LAKE, A TRIBUTARY OF NORTH OR MIDDLE FORK
OF EMIGRANT CREEK, A TRIBUTARY OF BEAR CREEK

64.

W. L. Davis and Estate of D. N. Davis, Route 1, Box 240, Ashland, Oregon:

Claimants are successors to W. L. Davis and D. N. Davis whose inchoate right to the use of water from Hobart Lake is set out in the Rogue River Decree on Page 45, Column 1, under Proof 293, as follows: "Priority July 20, 1908; 0.58 second foot; for Irrigation of 45 acres (storage); Hobart Lake Storage Works & Ditch; Reservoir and Storage Works in Hobart Lake; Description of place of use: Lands Irrigated: 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 2 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Tp. 40 S., R. 3 E. W. M.; Lands to be irrigated: 5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 40 S., R. 3 E. W. M., Jackson County, Oregon."

Claimants' predecessors were also allowed a vested right to the use of water from the North or Middle Fork of Emigrant Creek which is set out in the Rogue River Decree on Page 9, Column 2, under Proof 290, as follows: "Priority 1892; 0.13 second foot; for Irrigation of 9 acres; Davis ditch; Description of place of use: 9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, Tp. 40 S., R. 3 E. W. M., Jackson County, Oregon." Said predecessors were further allowed a vested right to the use of water from the springs tributary to the North or Middle Fork of Emigrant Creek which is set out in the Rogue River Decree on Page 9, Column 2, under Proof 291, as follows: "Priority 1892; 0.10 second foot; for Irrigation of 5 acres, and Domestic and Stock use; Davis ditch; Description of place of use: 5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, Tp. 40 S., R. 3 E. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 21.5 acres, to-wit: 8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 2 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 0.5 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 40 S., R. 3 E., W. M. Claimants with their proof submitted a map prepared by Clinton A. Smith of Medford, Oregon, which purports to show correctly the location of the ditch and lands irrigated therefrom. Said map does not show an irrigated area of 2 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, claimed in the proof for which no allowance will be made.

Claimants are allowed a right to the use of 0.25 cubic foot per second of water from Hobart Lake, through the Hobart Lake Storage Works and Ditch, with a priority of July 20, 1908, for the irrigation of 19.5 acres located as follows:

10.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 5;
0.5 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$
8.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
1.0 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 8,
Tp. 40 S., R. 3 E., W. M.,
Jackson County, Oregon

Claimants are also allowed a right to store water in Hobart Lake to irrigate the foregoing land.

To the extent of 8 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, the foregoing right is supplemental to the vested right allowed the claimants' predecessors to the use of water from North or Middle Fork of Emigrant Creek and springs tributary thereto as set out above. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.013 cubic foot per second for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.014 cubic foot per second for each acre irrigated during the irrigation season.

EVANS CREEK

65.

George Beers, Rogue River, Oregon:

Claimant was allowed an inchoate right to the use of water from Evans Creek which is set out in the Rogue River Decree on Page 45, Column 2, under Proof 364, as follows: "Priority Feb. 20, 1896; 0.34 second foot; for Irrigation of 20 acres, and Domestic and Stock use; Williams & Whalen ditch; Description of place of use: Irrigated: 19 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W. W. M. To be irrigated: 1 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and for the irrigation of 20.7 acres, to-wit: 16.5 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$; 4.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M. Claimant also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is not allowed a right to irrigate 4.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M., because said land was acquired by him subsequent to the Rogue River Decree and was not allowed an inchoate right therein.

Claimant is allowed a right to the use of 0.28 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of February 20, 1896, for stock and domestic use and for the irrigation of:

16.5 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 11,
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon

Claimant is also successor in part to J. B. Hillis whose inchoate right to the use of water from Evans Creek is set out in Paragraph 72 infra.

Claimant in his proof states that he has completed said inchoate right for stock and domestic use and for irrigation to the extent of 10.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M., which is 0.6 acre more than the inchoate right allowed claimant's predecessor for the tract in question by the Rogue River Decree.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for domestic and stock use and for the irrigation of:

10 acres in that part of the
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S.,
R. 4 W., W. M., Jackson County,
Oregon, North of Evans Creek.

66.

Ed E. Dimmick, Rogue River, Oregon:

Claimant was allowed an inchoate right to the use of water from Evans Creek which is set out in the Rogue River Decree on Page 45, Column 2, under Proof 367, as follows:

"Priority 1896; 0.42 second foot; for Irrigation of 25 acres, and Domestic and Stock use; Williams & Whalen ditch; Description of place of use: Irrigated: 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M.; To be irrigated: 4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed to the extent of 31.1 acres, to-wit: 20 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$; 9.6 acres in E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.3 acre in E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.2 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is not herein allowed a right to the use of water for the irrigation of 9.6 acres in $E\frac{1}{2} E\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$, said land being already covered with a vested right granted to claimant's predecessor in part, William Waggoner, which is set out in the Rogue River Decree on Page 17, Column 1, as follows: "Priority 1896; 0.39 second foot; for Irrigation of 20 acres, and Domestic and Stock use; Williams & Whalen ditch; Description of place of use: 20 acres in $SE\frac{1}{4} NW\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon." Claimant also is not allowed the right to the use of water for the irrigation of 0.5 acre in $NE\frac{1}{4} NW\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M., said land not being covered by an inchoate right nor by the above-stated vested right.

Claimant is allowed a right to the use of 0.35 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for stock and domestic use and for the irrigation of 21 acres located as follows:

1 acre in $W\frac{1}{2} NW\frac{1}{4} NE\frac{1}{4}$
 20 acres in $W\frac{1}{2} SW\frac{1}{4} NE\frac{1}{4}$
 Sec. 11,
 Tp. 35 S., R. 4 W., W. M.,
 Jackson County, Oregon

67.

George M. and Frances B. Crawford, 372 Adams Street, Oakland, California:

Claimants are successors to Walter Galbreath whose inchoate right to the use of water from Evans Creek is set out in the Rogue River Decree on Page 45, Column 2, under Proof 369, as follows: "Priority 1898; 0.39 second foot; for Irrigation of 23 acres, and Domestic and Stock use; Sivers Ditch; Description of place of use: Irrigated: 3 acres in $NE\frac{1}{4} NE\frac{1}{4}$; 2 acres in $SE\frac{1}{4} NW\frac{1}{4}$, Sec. 34; To be irrigated: 10 acres in $NE\frac{1}{4} NE\frac{1}{4}$; 8 acres in $SE\frac{1}{4} NW\frac{1}{4}$, Sec. 34, Tp. 34 S., R. 3 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 15.2 acres, to-wit: 10.2 acres in $NE\frac{1}{4} NE\frac{1}{4}$; 3 acres in $SE\frac{1}{4} NW\frac{1}{4}$; 1.4 acres in $NW\frac{1}{4} NE\frac{1}{4}$, Sec. 34; 0.6 acre in $NW\frac{1}{4} NW\frac{1}{4}$, Sec. 35, Tp. 34 S., R. 3 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Claimants later requested that their proof be amended to agree with the area shown as irrigated on said map, and a right is allowed accordingly.

Claimants are allowed a right to the use of 0.23 cubic foot per second of water from Evans Creek, through Sivers Ditch, with a priority of 1898, for domestic and stock use and for the irrigation of 14 acres located as follows:

4.2 acres in $NE\frac{1}{4} NE\frac{1}{4}$
 1.4 acres in $NW\frac{1}{4} NE\frac{1}{4}$
 4.8 acres in $SW\frac{1}{4} NE\frac{1}{4}$
 3.0 acres in $SE\frac{1}{4} NW\frac{1}{4}$
 Sec. 34;
 0.6 acre in $NW\frac{1}{4} NW\frac{1}{4}$
 Sec. 35,
 Tp. 34 S., R. 3 W., W. M.,
 Jackson County, Oregon

The inchoate rights which are found to be completed herein are fixed to conform with the irrigated area as explained in Paragraph 7.

Edward S. Hillis, Rogue River, Oregon:

Claimant is successor in part to Wm. Hillis whose inchoate right to the use of water from Evans Creek is set out in the Rogue River Decree on Page 45, Column 2, under Proof 371, as follows: "Priority 1881; 1.49 second feet; for Irrigation of 89 acres; Fielder or Hillis ditch; Description of place of use: Irrigated: 28 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 22 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12; 10 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11; To be irrigated: 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 48.1 acres, to-wit: 16.1 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11; 2.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 19.3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10.4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.1 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W., W. M.

Claimant does not accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the ditches and the lands irrigated therefrom. In substantiation of his proof, claimant has submitted a map prepared from a survey made by C. Z. Boyden, surveyor, which purports to show the lands irrigated. Said map, however, includes areas in brush and trees which are not reclaimed so as to constitute a completion of the inchoate right as contemplated in the Rogue River Decree.

Claimant is allowed a right to the use of 0.69 cubic foot per second of water from Evans Creek, through Fielder or Hillis Ditch, with a priority of 1881, for the irrigation of 41.5 acres located as follows:

14.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 11;
 5.3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 2.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
 19.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
 0.3 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 12,
 Tp. 35 S., R. 4 W., W. M.,
 Jackson County, Oregon,

being within that part of the foregoing tracts lying South of Evans Creek.

Henry Baker, Rogue River, Oregon:

Claimant is successor in part to Wm. Hillis whose inchoate right to the use of water from Evans Creek is set out in the Rogue River Decree on Page 45, Column 2, under Proof 372, as follows: "Priority 1896; 0.21 second foot; for Irrigation of 12 $\frac{1}{2}$ acres, and Domestic and Stock use; Williams & Whalen ditch; Description of place of use: Irrigated: 9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1; $\frac{1}{2}$ acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W. W. M.; To be irrigated: 3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 1.8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 35 S., R. 4 W., W. M. Claimant also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.03 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for domestic and stock use and for the irrigation of:

1.8 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 1,
Tp. 35 S., R. 4 W., W. M., lying North of a line described
as follows:
Beginning at a point 636.1 feet North of the quarter corner
between Secs. 1 and 12, Tp. 35 S., R. 4 W., W. M.; running
thence South 69° 27' West to the West line of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of
said Sec. 1,
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

(For rights allowed claimant to the use of water from Sykes Creek, see Paragraph 106 infra.)

70.

D. C. and Ruby L. Hougham, Rogue River, Oregon:

Claimants are successors in part to Wm. Hillis whose inchoate rights to the use of water from Evans Creek are set out in Paragraph 69 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 14.5 acres, to-wit: 11.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 2.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

In a decree dated December 3, 1927, in the case of Wm. Hillis, Plaintiff, vs. Fred Cummings, Water Master for Jackson County, Charles Slater, Deputy Water Master for Jackson County, and Don Hoffman, also known as D. C. Hougham, Defendants, the Circuit Court for Jackson County denied said D. C. Hougham the right to the use of the Fielder or Hillis Ditch and the right to irrigate the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 11 with the water allowed claimants' predecessor in the Rogue River Decree.

It appears that 9 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 11, were irrigated in 1911 from the Fielder or Hillis Ditch; that subsequent to the decree of December 3, 1927, the claimants herein irrigated their land by pumping from Evans Creek, and that the survey made under the direction of the State Engineer in June, 1936, found irrigated areas of 14.5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 2.8 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 11.

The State Engineer, however, in view of the decree of December 3, 1927, does not believe he has authority to allow herein a right to the use of water from Evans Creek for the irrigation of the lands claimed in the proof under the above-stated inchoate right and no allowance is made herein therefor.

71.

John T. Oden, Rogue River, Oregon:

Claimant is a successor in part to Wm. Hillis whose inchoate right to the use of water from Evans Creek is set out in Paragraph 69 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W., W. M. In regard to the map prepared from a survey made under the direction of the State Engineer showing the location of the ditch and the lands irrigated therefrom, claimant states: "Map shows no irrigation at time survey was made. Land was irrigated up to and including the years 1921-1922-1923. After that time my water was given to Hillis lands by the Court and I have been stopped." Upon inquiry at the office of the County Clerk of Jackson County and after a careful search of his records, it appears that no decree of the Circuit Court in this matter is on file there.

In view of the fact that said survey of the State Engineer found no land irrigated in the tract in question, no allowance will be made herein to claimant in completion of the above-stated inchoate right.

72.

Mrs. Adele Purrier, 933 N. Tujunja Avenue, Burbank, California:

Claimant is a successor in part to Wm. Hillis whose inchoate right to the use of water from Evans Creek is set out in Paragraph 69 supra.

Claimant is also successor to J. B. Hillis whose inchoate right to the use of water from Evans Creek is set out in the Rogue River Decree on Page 45, Column 2, under Proof 373, as follows: "Priority 1896; 1.04 second feet; for Irrigation of 62 acres, and Domestic and Stock use; Williams & Whalen ditch; Description of place of use: Irrigated: 12 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W. W. M.; To be irrigated: 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 25 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12; 10 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11; 2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she asserts a vested right for the irrigation of 21 $\frac{1}{2}$ acres, to-wit: 9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, and 12 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate

rights. Claimant further states that said inchoate right has been completed for domestic and stock use and for irrigation to the extent of 16.4 acres, to-wit: 1 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, and 15.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W., W. M.

Claimant does not accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom but has submitted a map prepared from a survey made by C. Z. Boyden, surveyor, which purports to show irrigated areas of 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1; 12.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 15 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W., W. M.

The survey made under the direction of the State Engineer in June, 1936, and an investigation made in May, 1939, found irrigated areas of ^{7.6} 7.1 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 11.9 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 35 S., R. 4 W., W. M., which will be considered as the areas reclaimed and irrigated in so far as the tracts in question are concerned. The remaining areas of 5.4 acres in said NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 3.5 acres in said NW $\frac{1}{4}$ NW $\frac{1}{4}$ are in brush and trees and not reclaimed and irrigated so as to constitute a completion of the inchoate right as contemplated in the Rogue River Decree. *Modified by Decree Vol. 16, P. 52A*

Claimant is allowed a right to the use of 0.50 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for domestic and stock use and for the irrigation of 29.5 acres located as follows:

- 10.0 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows:
Beginning at the SE corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1; thence North on the East line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ 636.1 feet to the center of the county road; thence South 69° 27' West 216.6 feet along said road; thence South 79° 30' West 1,127.7 feet to the West line of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1; thence South 356.4 feet to the SW corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 1; thence East to the point of beginning,
Sec. 1;
- 7.6 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of Evans Creek;
- 11.9 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of Evans Creek,
Sec. 12,
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon

73.

O. W. Miller, Harbor, Oregon:

Claimant was allowed an inchoate right to the use of water from Evans Creek which is set out in the Rogue River Decree on Page 45, Columns 2 and 3, under Proof 374, as follows: "Priority Feb. 27, 1904; 0.34 second foot; for Irrigation of 20 acres; Miller ditch; Description of place of use: Irrigated: 1 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Tp. 34 S., R. 3 W. W. M.; To be irrigated: 8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Tp. 34 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 0.5 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Tp. 34 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.01 cubic foot per second of water from Evans Creek, through Miller Ditch, with a priority of February 27, 1904, for the irrigation of:

0.5 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 26,
Tp. 34 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

74.

Jesse Neathamer, Rogue River, Oregon:

Claimant was allowed an inchoate right to the use of water from Evans Creek which is set out in the Rogue River Decree on Page 45, Column 3, under Proof 377, as follows:

"Priority May 1, 1899; 0.65 second foot; for Irrigation of 39 acres; Jesse Neathamer ditch; Description of place of use: Irrigated: 21 acres in SE $\frac{1}{4}$, Sec. 6; NE $\frac{1}{4}$, Sec. 7; SW $\frac{1}{4}$, Sec. 5, Tp. 35 S., R. 3 W. W. M., Jackson County, Oregon; To be Irrigated: 18 acres in the same sub-divisions."

Claimant has submitted proof wherein he claims that said inchoate right has been completed by irrigation to the extent of 39 acres, to-wit: 19.8 acres in SE $\frac{1}{4}$, Sec. 6; 15.2 acres in SW $\frac{1}{4}$, Sec. 5; 4 acres in NE $\frac{1}{4}$, Sec. 7, Tp. 35 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.65 cubic foot per second of water from Evans Creek, through Jesse Neathamer Ditch, with a priority of May 1, 1899, for the irrigation of 39 acres located as follows:

10.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
5.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 5;
1.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
18.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 6;
4.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 7,
Tp. 35 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the areas shown as irrigated on the map accepted by the claimant.

Paul S. Seeley, 1834 S. W. Vista Avenue, Portland, Oregon:

Claimant was allowed a right to the use of water from Evans Creek as set out in the Rogue River Decree on Page 45, Column 3, under Proof 379, as follows: "Priority 1902; 15.10 second feet; for Irrigation of 906 acres, and Domestic and Stock use; Vroman ditch; Description of place of use: Irrigated: 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 19 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 30 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 30 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 10 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15; 8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 31-3/4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22; 10 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Tp. 35 S., R. 4 W. W. M.; To be Irrigated: 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 35 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 20 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 21 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 33 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 80 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 33 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 35 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 29 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15; 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 20 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16; 6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21; 32 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 36 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 8 $\frac{1}{4}$ acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, T. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that:

"This proof has been prepared covering all lands for which water rights were claimed by the undersigned in the adjudication proceedings. Some of this land has since been disposed of and other proofs may be submitted on part of these lands."

Claimant also states that he accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

The right allowed the claimant covers those irrigated lands shown to be owned by him and such other lands as are shown to be irrigated on the said map of the State Engineer which are covered by the inchoate right for which no separate or individual proof has been submitted. The remainder of the lands included in said inchoate right which has been reclaimed and irrigated will be dealt with in the succeeding paragraphs and is covered by the proofs of its several claimants.

Claimant is allowed a right to the use of 2.74 cubic feet per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of 164.1 acres located as follows:

- 24.5 acres in Lot 1 (SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)
- 19.3 acres in Lot 4 (NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)
- 21.4 acres in Lot 5 (SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22)
- 20.3 acres in Lot 6 (SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22)
- 20.5 acres in Lot 10 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15)
- 17.9 acres in Lot 11 (SW $\frac{1}{4}$, Sec. 15) except a 2-acre tract described as follows:

Beginning at the NE corner of Lot 11, Pleasant Valley Farm Tracts as per plat thereof on file and of record in the office of the County Clerk of Jackson County, Oregon; thence Southwesterly along the Easterly line of said Lot 11 a distance of 350 feet to a lateral ditch flume crossing said Lot 11; thence Westerly along said flume 363 feet; thence North 240 feet to the center of the channel of Evans Creek; thence Easterly along center of the channel of Evans Creek to the place of beginning, containing two acres, more or less, in the NE corner of Lot 11;

- 8.4 acres in Lot 13 (SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15)
- 10.0 acres in Lot 14 (NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22)
- 5.9 acres in Lot 15 (NW $\frac{1}{4}$, Sec. 22)
- 7.0 acres in Lot 16 (S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22)
- 2.0 acres in that part of Lot 19 South of a line 440 feet South of and parallel to the North line of said Lot 19 (SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)

All in Pleasant Valley Farm Tracts, as designated, numbered, and described on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon.

- 6.9 acres in the following-described tract:

Beginning at a point on the North line of Sec. 15; Tp. 35 S., R. 4 W., W. M., which is 708 feet West of the NE corner thereof; thence South 419.5 feet; thence North 83° 15' West to the center of Evans Creek; thence in a Northeasterly direction along said creek to the North line of Sec. 15; thence East to the point of beginning, (N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 15)
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon

76.

A. I. Brooks, Rogue River, Oregon:

Claimant is a successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 21 acres, to-wit: 12 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22; 9 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Tp. 35 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.35 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of:

- 21 acres in Lot 3 of the Pleasant Valley Farm Tracts as designated, numbered, and described on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon
(NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)
Tp. 35 S., R. 4 W., W. M., Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with said plat of the Pleasant Valley Farm Tract.

J. H. Kieper, Route 1, Box 30, Rogue River, Oregon:

Claimant is a successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 36.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.61 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of 36.5 acres in the following tracts:

16.0 acres in Lot 7 (NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$)
 20.5 acres in Lot 8 of the Pleasant Valley Farm Tracts as designated on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon, (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
 Sec. 22,
 Tp. 35 S., R. 4 W., W. M.,
 Jackson County, Oregon,

being the full amount claimed in the proof with description amended to conform with said plat of Pleasant Valley Farm Tracts.

Bud Oden, Rogue River, Oregon:

Claimant is a successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 13.9 acres, to-wit: 2.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 11.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, Tp. 35 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.22 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of 13.1 acres as follows:

11.1 acres in Lot 12 of the Pleasant Valley Farm Tracts (NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 SE $\frac{1}{4}$ SW $\frac{1}{4}$)
 2.0 acres in that part of Lot 11, Pleasant Valley Farm Tracts, described as follows:
 Beginning at the NE corner of Lot 11, Pleasant Valley Farm Tracts as per plat thereof on file and of record in the office of the County Clerk of Jackson County, Oregon; thence Southwesterly along the Easterly line of said Lot 11 a distance of 350 feet to a lateral ditch flume crossing said Lot 11; thence Westerly along said flume 363 feet; thence North 240 feet to the center of the channel of Evans Creek; thence Easterly along center of the channel of Evans Creek to the place of beginning, containing two acres, more or less, in the NE corner of Lot 11, all in Tp. 35 S., R. 4 W., W. M., Jackson County, Oregon, (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
 Sec. 15,
 Tp. 35 S., R. 4 W., W. M.,
 Jackson County, Oregon,

being the full amount of irrigated land owned by the claimant with description amended to conform with said plat of Pleasant Valley Farm Tracts.

Volney Oden, Route 1, Rogue River, Oregon

Claimant is a successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 35 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.12 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of:

7 acres in the following-described tract:
Beginning at the NE corner of Sec. 15, Tp. 35 S., R. 4 W., W. M.; thence West 708 feet; thence South 419.5 feet; thence South 83° 16' East 713 feet to the East line of said Sec. 15; thence North along section line to the point of beginning, containing 7.5 acres, more or less, in Jackson County, Oregon, (NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 35 S., R. 4 W., W. M.)

being the full amount claimed in the proof. The right allowed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

Vern L. Orr, Rogue River, Oregon:

Claimant is successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 25.5 acres, to-wit: 12.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 1.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 1.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.40 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for stock and domestic use and for the irrigation of:

24.1 acres in Lot 2 of the Pleasant Valley Farm Tracts as designated, numbered, and described on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon, (NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W., W. M.)

being the area of said Lot 2 and the full amount of irrigated land therein owned by the claimant. The description set out in claimant's proof has been amended to conform with said plat of Pleasant Valley Farm Tracts.

William F. Owings, Rogue River, Oregon:

Claimant is a successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 24 acres, to-wit: 4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 4.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 2.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.40 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of 24 acres located as follows:

- 8.5 acres in Lot 17 (S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22)
- 12.0 acres in Lot 18 (NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)
- 3.5 acres in that part of Lot 19 of said Pleasant Valley Farm Tracts described as follows:
Beginning at the NW corner of said Lot 19; running thence along the North line of said lot to the NE corner thereof; thence in a Southerly direction along the East line thereof a distance of 440 feet; thence in a Westerly direction and parallel with the North line thereof to the East line of the road which bounds said lot on the West; thence in a Northerly direction along the East line of said road to point of beginning, (NW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W., W. M.)

being the full amount claimed in the proof with descriptions amended to conform with the plat of the Pleasant Valley Farm Tracts on file and now of record in the office of the County Clerk of Jackson County, Oregon.

Zeb Pilcher, Rogue River, Oregon:

Claimant is a successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 54 acres, to-wit: 4.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 15.9 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 28.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 3.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Tp. 35 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.90 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of 54 acres located as follows:

4.4 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$ and
 15.9 acres in that part of NW $\frac{1}{4}$ NE $\frac{1}{4}$
 lying East of Evans Creek and South of the following-described
line:
 Beginning at a point 1,237.9 feet South of the NE corner of
 Sec. 15; thence North 75° 45' West 2,332 feet to the center of
 Evans Creek
 28.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 3.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 2.0 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$
 lying East of Evans Creek
 Sec. 15,
 Tp. 35 S., R. 4 W., W. M.,
 Jackson County, Oregon,

being the full amount claimed in the proof.

83.

Harold E. Reed, Rogue River, Oregon:

Claimant is successor in part to Paul Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that no land has been reclaimed and irrigated under the above inchoate right and no allowance is made herein therefor.

84.

Calvin and Earl Stephens, Rogue River, Oregon:

Claimants are successors in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 17 acres, to-wit: 10.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 6.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 35 S., R. 4 W., W. M., Jackson County, Oregon. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.28 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of 17 acres located as follows:

10.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 6.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 15,
 Tp. 35 S., R. 4 W., W. M.,
 all of which are included in the following-described tract:
 Beginning 503.4 feet South of NE corner of Sec. 15, Tp. 35
 S., R. 4 W., W. M.; thence South 734.5 feet; thence North
 75° 45' West 2,332 feet to center of Evans Creek; thence
 North 52° 15' East 689 feet along the center of Evans Creek;
 thence South 83° 15' East 1,791 feet to beginning,

being the full amount claimed in the proof.

James Trefren, Rogue River, Oregon:

Claimant is a successor in part to Paul S. Seeley whose inchoate right to the use of water from Evans Creek is set out in Paragraph 75 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 18.1 acres, to-wit: 2.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22; 0.7 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 14.9 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, Tp. 35 S., R. 4 W., W. M., Jackson County, Oregon.

Claimant is allowed a right to the use of 0.30 cubic foot per second of water from Evans Creek, through Vroman Ditch, with a priority of 1902, for domestic and stock use and for the irrigation of:

18.1 acres in Lot 9 of the Pleasant Valley Farm Tracts as designated, numbered, and described on the official plat thereof now of record in the office of the County Clerk of Jackson County, Oregon, (SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15; NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W., W. M.)

being the full amount claimed in the proof with description amended to conform with said plat of Pleasant Valley Farm Tracts.

F. O. Greenwood, Rogue River, Oregon:

Claimant is successor to Bertha R. Sharp and D. J. Sharp whose inchoate right to the use of water from Evans Creek is set out in the Rogue River Decree on Page 45, Column 3, under Proof 380, as follows: "Priority 1904; 0.20 second foot; for Irrigation of 10 acres; Pump; Description of place of use: Irrigated: 3 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28, Tp. 35 S., R. 4 W. W. M.; To be irrigated: 7 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 3 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28, Tp. 35 S., R. 4 W., W. M. In this the claimant is in error as the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 28, which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.04 cubic foot per second of water from Evans Creek, by pumping, with a priority of 1904, for the irrigation of:

2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 28,
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon

87.

Margaret Hughbanks, Rogue River, Oregon:

Claimant is a successor in part to W. A. Vangoethen whose inchoate right to the use of water from Evans Creek is set out in the Rogue River Decree on Page 45, Column 3, under Proof 384, as follows: "Priority 1896; 1.54 second foot; for Irrigation of 92 acres, and Domestic and Stock; Williams & Whalen ditch; Description of place of use: Irrigated: 27 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W. W. M.; To be irrigated: 19 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that she has completed said inchoate right for domestic and stock use and by irrigation to the extent of 10.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for domestic and stock use and for the irrigation of:

10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 11,
Tp. 35 S., R. 4 W., W. M.,
described as follows:
Commencing at a stake 5 chains East of the quarter section corner between Secs. 10 and 11, Tp. 35 S., R. 4 W., W. M., Jackson County, Oregon, on the East and West center line of Sec. 11, and from said beginning point thence East 6 chains; thence South 12.90 chains to the Westerly side of the county road; thence following the Westerly side of the county road South 39° West 9.40 chains to the SE corner of a certain 10-acre tract under contract to one G. W. Brandon; thence North on the East line of said tract 20 chains to the point of beginning, containing 10 acres, more or less,

being the full amount owned and irrigated by the claimant.

88.

Edna Van Goethem Galinat, Route 1, Box 42, Rogue River, Oregon:

Claimant is a successor in part to W. A. Vangoethen whose inchoate right to the use of water from Evans Creek is set out in Paragraph 87 next preceding.

Claimant has submitted proof wherein she states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 30.3 acres, to-wit: 23.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 6.6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M.

Claimant does not accept the map prepared from a survey made in June, 1936, under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. In substantiation of her proof, claimant has submitted a map prepared from a survey made in October, 1937, by C. Z. Boyden, surveyor, which purports to show the lands irrigated. A further investigation made in May, 1939, under the direction of the State Engineer found, however, that said map includes areas only partially cleared of brush and trees which are not reclaimed so as to constitute a completion of the inchoate right as contemplated in the Rogue River Decree.

Claimant is allowed a right to the use of 0.16 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for domestic and stock use and for the irrigation of 9.8 acres located as follows:

- 4.4 acres in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, lying North of Evans Creek and South of the county road;
- 5.4 acres in that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, lying North of Evans Creek and South of the county road,
Sec. 11,
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon

89.

William E. Lange and Amy Lange, Rogue River, Oregon:

Claimants are successors in part to W. A. Vangoethen whose inchoate right to the use of water from Evans Creek is set out in Paragraph 87 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.17 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for domestic and stock use and for the irrigation of:

- 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 11,
Tp. 35 S., R. 4 W., W. M.,
described as follows:
Commencing at the quarter corner between Secs. 10 and 11,
Tp. 35 S., R. 4 W., W. M.; thence running South 20 chains;
thence East five chains; thence North 20 chains; thence West
five chains to the place of beginning containing 10 acres,

being the full amount claimed in the proof.

George and Albert Van Goethem, Rogue River, Oregon:

Claimants are successors in part to W. A. Vangoethen whose inchoate right to the use of water from Evans Creek is set out in Paragraph 87 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 39.2 acres, to-wit: 25.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 12.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 1 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Of the 12.8 acres claimed as irrigated in NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 11, 5.4 acres are included in the allowance made Edna Van Goethem Galinat. The allowance to claimants, therefore, will be only for the remaining 7.4 acres in said NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Claimants are allowed a right to the use of 0.56 cubic foot per second of water from Evans Creek, through Williams and Whalen Ditch, with a priority of 1896, for domestic and stock use and for the irrigation of 33.8 acres located as follows:

- 25.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
 - 1.0 acre in that part of NE $\frac{1}{4}$ SW $\frac{1}{4}$, lying North of the county road;
 - 7.4 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$, lying North of the county road and East of a line paralleling and 11 chains East of the West line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$
- Sec. 11,
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon

Old Mill Ditch and Irrigation Co., Rogue River, Oregon:

Under the Rogue River Decree, the above-named Old Mill Ditch and Irrigation Co. was allowed a right to the use of water from Evans Creek which is set out on Page 45, Column 3, and Page 46, Column 1, under Proofs 365, 368, 386, and 389, as follows: "Priority 1902; 6.57; for Irrigation of 394.25 acres, and Domestic and Stock use; Old Mill Ditch and Irrigation Co. ditch;" This is followed by a list of landowners and descriptions of lands irrigated and to be irrigated by each.

Proofs have been submitted by persons, firms, and corporations under the foregoing inchoate right allowed the Old Mill Ditch and Irrigation Co., claiming water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., for domestic and stock use and for the irrigation of 217.2 acres. The rights allowed herein to the claimants submitting said proofs aggregate ^{2.03} 1.76 cubic feet per second of water for domestic and stock use and for the irrigation of ^{120.9} 104.9 acres. The following are statements of the claims contained in said proofs, together with the lands owned and irrigated by each claimant under the above-inchoate right, and the rights allowed thereon.

Modified by
Decree Vol.
16, p. 524

H. W. Huntzinger, 2040 Edgewood Drive, South Pasadena, California:

Claimant's land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek, is set out in the Rogue River Decree on Page 46, Column 1, as follows: "Irrigated, 8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 7 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4; To be irrigated, 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W., W. M. Claimant also asserts a vested right for the irrigation of 15 acres, to-wit: 8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 7 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, said Sec. 4. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is also a successor in part to E. E. Oman who was granted a vested right to the use of water from Fielder Creek which is set out in the Rogue River Decree on Page 17, Column 1, under Proof 389, as follows: "Priority 1882; 0.35 second foot; for Irrigation of 14 acres; Upper & Lower Oman ditches; Description of place of use: 2 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 12 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

The survey made under the direction of the State Engineer in June, 1936, followed by a further investigation in May, 1939, found that claimant is not using water from Evans Creek for the irrigation of the lands for which he claims a completed inchoate right, and of the property claimed in the proof the only irrigated area is 10.2 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, which is irrigated from Fielder Creek under the foregoing vested right.

Claimant, therefore, is not allowed a right to the use of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., for domestic and stock use, or for the irrigation of any of the lands herein described.

Frank H. Adams, Rogue River, Oregon:

Claimant's land, covered by the above-stated right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., for irrigation, is set out in the Rogue River Decree on Page 46, Column 1, to-wit: "Irrigated, 25 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4; To be irrigated, 6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Modified
Decree Vol. 13
P. 465

SE "NW"
Modified by
Decree Vol. 16
P. 524

Claimant has submitted proof wherein he states that he has completed said inchoate right for domestic and stock use and by irrigation to the extent of 25.3 acres, to-wit: 16.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 8.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. However, it appears that, although the correct location of said lands is shown on said map, a careful check of the computations made in determining the area of the irrigated land owned by the claimant in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W., W. M., shows the true irrigated area to be 3.7 acres.

The State Engineer on January 30, 1925, issued the following order as set out in Volume 1, Page 164, State Engineer's Special Order Record, to-wit:

"Now at this time this matter coming on before the State Engineer for consideration, on the application of F. H. Adams, and it appearing that by the decree of the Circuit Court in the Rogue River adjudication proceeding said Adams was allowed a water right from Evans Creek through the ditch of the Old Mill Ditch and Irrigation Company, for the irrigation of 31 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 4, T. 36 S., R. 4 W., with priority of 1902; that said land lies above said ditch, and the water for the irrigation thereof has been pumped out of the ditch; that said applicant now proposes to extend his pipe line about 400 feet easterly and pump the water directly from Evans Creek, at a point about three-eighths of a mile below the intake of the ditch; and it further appearing that an investigation of the conditions on the ground has been made by the local water master, and that no other rights will be injured or interfered with by such change; NOW THEREFORE, it is ORDERED, that said change in point of diversion be and the same is hereby approved."

Claimant is allowed a right to the use of 0.34 cubic foot per second of water by pumping from Evans Creek, with a priority of 1902, for domestic and stock use and for the irrigation of 20.4 acres described as follows:

- 3.7 acres in that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, lying West of Evans Creek and South of a line beginning at the NW corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 4, Tp. 36 S., R. 4 W., W. M.; thence in a Northeasterly direction to a point in Evans Creek 470 feet Northwesterly of the center of said Sec. 4;
- 16.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 4,
Tp. 36 S., R. 4 W., W. M.,
Jackson County, Oregon

94.

John E. and Carrie P. Johnson, Route 1, Box 152, Rogue River, Oregon:

Claimants are successors in part to Joel Milton whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek, is set out in the Rogue River Decree on Page 46, Column 1, as follows: "Irrigated, 16 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; To be irrigated, 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W., W. M. Claimants also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.17 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of:

10.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, lying East of Evans Creek
Sec. 4,
Tp. 36 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

95.

Ethel Milton, Rogue River, Oregon:

Claimant is a successor in part to Joel Milton whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co., is set out in Paragraph 94 next preceding.

Claimant has submitted proof wherein she states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 10.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of:

10.3 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, lying West of Evans Creek
Sec. 4,
Tp. 36 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

96.

Carl L. Magerle, Rogue River, Oregon:

Claimant is successor to Mrs. Ida Magerle whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek, is set out in the Rogue River Decree on Page 46, Column 1, as follows: "Irrigated, 12 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; To be irrigated, 20 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 18 acres, to-wit: 12 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant further states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 19.1 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W., W. M. Claimant also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of only 9.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 9 which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.57 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of 34.1 acres located as follows:

9.0 acres in that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, lying West of Evans Creek and North of a line described as follows:
Beginning at a point on the East line of said Sec. 9 a distance of 776.16 feet South of the NE corner of said Sec. 9; thence South 75° 30' West 2,727.0 feet;
25.1 acres in that part of NW $\frac{1}{4}$ NE $\frac{1}{4}$ North of said line
Sec. 9,
Tp. 36 S., R. 4 W., W. M.,
Jackson County, Oregon

97.

George A. Woodcock, Rogue River, Oregon:

Claimant is successor to D. P. Magerle whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co., is set out in the Rogue River Decree on Page 46, Column 1, as follows: "Irrigated, 13 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; To be irrigated, 3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 16 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.27 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of:

16 acres in that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, lying East of Evans Creek of which 2.5 acres lie above the ditch and are irrigated by pumping therefrom
Sec. 9,
Tp. 36 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

Albert A. Arends, P. O. Box 208, Redwood City, California:

Claimant is successor to J. R. Robertson whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek for irrigation, is set out in the Rogue River Decree on Page 46, Column 1, as follows:

"Irrigated, 7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; To be irrigated, 2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 21.3 acres, to-wit: 4.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 1.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.36 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of 21.3 acres located as follows:

4.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 1.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 2.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 12.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$

Sec. 9,

Tp. 36 S., R. 4 W., W. M.,

all of which are in that part of the following-described land lying below the Old Mill Ditch, to-wit:

Commencing at the section corner common to Secs. 3, 4, 9, and 10, Tp. 36 S., R. 4 W., W. M., Jackson County, Oregon; thence South 0° 25' East along the section line common to Secs. 9 and 10, 776.16 feet; thence South 75° 30' West 462.0 feet to the true point of beginning; thence running South 24° 57' East 602.2 feet; thence South 0° 25' East 248.6 feet; thence East 198.0 feet to the section line; thence South 0° 25' East along said section line 162.0 feet (to a point from which the quarter section corner common to Secs. 9 and 10 bears South 0° 25' East 793.3 feet); thence South 75° 30' West 796.0 feet; thence North 10° 00' West 207.5 feet; thence South 76° 00' West 1,893.0 feet, more or less, to the North and South center line of Sec. 9; thence North along said center line 841.0 feet; thence North 75° 30' East 2,265.0 feet, more or less, to the point of beginning,

being the full amount claimed in the proof.

A. E. and Lillie Dennis, Rogue River, Oregon:

Claimants are successors to Lee Steers whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek for irrigation, is set out in the Rogue River Decree on Page 46, Column 1, as follows:

"Irrigated, 13 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; To be irrigated, 1 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 13.7 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.23 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of:

13.7 acres in that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 9,

Tp. 36 S., R. 4 W., W. M.,
described as follows:

Beginning at the quarter section corner common to Secs. 9 and 10, Tp. 36 S., R. 4 W., W. M., Jackson County, Oregon; thence running North 0° 25' West along the section line 793.3 feet; thence South 75° 30' West 796.0 feet; thence North 10° 00' West 207.5 feet; thence South 76° 00' West 1,893.0 feet, more or less, to the North and South center line of said Sec. 9; thence South along the said North and South center line 340 feet, more or less, to the center of said section; thence East along the East and West center line of said Sec. 9, 2,640.0 feet, more or less, to the point of beginning, the tract containing 23 acres, more or less,

being the full amount claimed in the proof.

100.

Daniel P. Magerle and Ella M. Magerle, Rogue River, Oregon:

Claimants are successors to T. W. Conway whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek for irrigation, is set out in the Rogue River Decree on Page 46, Column 1, as follows:

"Irrigated, 2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9; To be irrigated, 3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that they have completed said inchoate right to the use of water from Evans Creek for domestic and stock use and by irrigation to the extent of 3.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.06 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of:

3.3 acres in N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 9,
Tp. 36 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

Wm. H. Laws, Rogue River, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek for irrigation, is set out in the Rogue River Decree on Page 46, Column 1, as follows: "Irrigated, 4 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9; To be irrigated, 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for domestic and stock use and for irrigation to the extent of 4.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.07 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of:

4.3 acres in S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 9,
 Tp. 36 S., R. 4 W., W. M.,
 Jackson County, Oregon,

being the full amount claimed in the proof.

Jesse W. Hollis, Rogue River, Oregon:

Claimant is successor to J. C. Williams whose land, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek for irrigation, is set out in the Rogue River Decree on Page 46, Column 1, as follows: "Irrigated, 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16; To be irrigated, 10 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16; 3 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Tp. 36 S., R. 4 W. W. M."

Claimant has submitted proof wherein he states that he has completed said inchoate right for domestic and stock use and by irrigation to the extent of 7.9 acres, to-wit: 6.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16; 1.1 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Tp. 36 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., with a priority of 1902, for domestic and stock use and for the irrigation of 7.9 acres located as follows:

1.1 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 15,
lying West of Evans Creek;
6.8 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 16,

described as follows:

Beginning at the section corner common to Secs. 15, 16, 9,
and 10, Tp. 36 S., R. 4 W., W. M.; thence South 40 rods on
the section line; thence West 37 rods, more or less, to the
center of the county road; thence Northerly along center of
the county road to the intersection of the North line of
Sec. 16, said township and range; thence East on said North
line of said Sec. 16, 18 $\frac{1}{2}$ rods to the place of beginning,
containing 6.905 acres, more or less,
Tp. 36 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

103.

Federal Land Bank of Spokane, Spokane, Washington:

Claimant is successor to E. W. Wilson whose land, covered by the above-stated
inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek,
is set out in the Rogue River Decree on Page 46, Columns 1 and 2, as follows: "Irrigated,
8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16; To be irrigated, 1 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, Tp. 36 S., R. 4
W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein it is stated that said inchoate right has
been completed by irrigation to the extent of 9 acres in S $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 16, Tp. 36 S.,
R. 4 W., W. M.

A survey made under the direction of the State Engineer found that the above-stated
lands claimed in the proof as irrigated by the waters of Evans Creek, through the ditch of
the Old Mill Ditch and Irrigation Co., are, in fact, not irrigated thereby but are irrigated
from the Rogue River, through the Evans Creek lateral of the Grants Pass Irrigation District,
under State Engineer's Permit 8853. For this reason no allowance is made herein under the
above-stated inchoate right.

104.

W. J. Jones, Box 126, Rogue River, Oregon:

Claimant is a successor in part to Elmer E. Bagley whose lands, covered by the above-
stated inchoate right of the Old Mill Ditch and Irrigation Co., are set out in the Rogue River
Decree on Page 46, Column 2, as follows: "Irrigated, 8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; 10 acres
in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15; To be irrigated, 4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; 25
acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15; 20 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Tp. 36 S., R. 4
W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been
completed by irrigation to the extent of 40.8 acres, to-wit: 30.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15,
and 10.8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Tp. 36 S., R. 4 W., W. M.

A survey made under the direction of the State Engineer found that the above-stated lands claimed in the proof as irrigated by the waters of Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., are, in fact, not irrigated therefrom but are irrigated by water from Rogue River, through the Evans Creek lateral of the Grants Pass Irrigation District, under State Engineer's Permit 8853. For this reason no allowance is made herein under the above-stated inchoate right.

105.

A. P. Klith, Rogue River, Oregon:

Claimant is a successor in part to Elmer E. Bagley whose lands, covered by the above-stated inchoate right of the Old Mill Ditch and Irrigation Co. to the use of water from Evans Creek, are set out in Paragraph 104 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 9.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Tp. 36 S., R. 4 W., W. M.

A survey made under the direction of the State Engineer found that the lands claimed in the proof as irrigated by the waters of Evans Creek, through the ditch of the Old Mill Ditch and Irrigation Co., are, in fact, not irrigated thereby but are irrigated from the Rogue River, through the Evans Creek lateral of the Grants Pass Irrigation District, under State Engineer's Permit 8853. For this reason no allowance is made herein under the above-stated inchoate right.

SYKES CREEK

106.

Henry Baker, Rogue River, Oregon:

Claimant is successor to Elizabeth A. Simerville whose inchoate right to the use of water from Sykes Creek is set out in the Rogue River Decree on Page 46, Column 2, under Proof 421, as follows: "Priority 1908; 0.07 second foot; for Irrigation of 4 acres; Hull ditch; Description of place of use: To be irrigated, 4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon.

"0.33 second foot; for Irrigation of 20 acres; Sykes Creek ditch; Description of place of use: 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 17 acres, to-wit: 12.6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 4.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 35 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.28 cubic foot per second of water from Sykes Creek, through Sykes Creek Ditch, with a priority of 1908, for the irrigation of 17 acres located as follows:

12.6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
4.4 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$
lying North of a line described as follows:
Beginning at a point 636.1 feet North of the quarter corner
of Sec. 1, Tp. 35 S., R. 4 W., W. M.; thence South 69° 27'
West to the West line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 1
Sec. 1,
Tp. 35 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof. The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

(For claimant's right to the use of water from Evans Creek, for irrigation in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 35 S., R. 4 W., W. M., see Paragraph 69.)

SARDINE CREEK

107.

Smith A. Dusenbury, Gold Hill, Oregon:

Claimant was allowed an inchoate right to the use of water from Sardine Creek which is set out in the Rogue River Decree on Page 46, Column 3, under Proof 472, as follows:

"Priority 1908; 1.60 second feet; for Irrigation of 112 acres; West and East Side ditches; Description of place of use: To be irrigated: 25 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 15 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 25 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; 32 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Tp. 36 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant was also allowed a vested right to the use of water from Sardine Creek which is set out in the Rogue River Decree on Page 20, Column 3, as follows: "Priority 1874; 0.25 second foot; for Irrigation of 15 acres; West ditch; Priority 1890; 0.17 second foot; for Irrigation of 10 acres; East ditch. Description of place of use: 7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; 10 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Tp. 36 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 11.3 acres, to-wit: 4.9 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, and 6.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Tp. 36 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey made in September, 1935, and an investigation made in May, 1939, under the direction of the State Engineer found that the area of 11.3 acres claimed as irrigated in the proof is not reclaimed and irrigated so as to constitute a completion of the inchoate right as contemplated in the Rogue River Decree. The area of 4.9 acres, however, claimed in the proof as irrigated in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Tp. 36 S., R. 3 W., W. M., is covered by the above-stated vested right. Claimant will be made no allowance herein in completion of the above-stated inchoate right.

108.

J. E. Durkee, Gold Hill, Oregon:

Claimant is successor to J. H. Ring whose inchoate right to the use of water from Sardine Creek is set out in the Rogue River Decree on Page 46, Column 3, as follows: "Priority 1908; 0.15 second foot; for Irrigation of 8 $\frac{1}{2}$ acres; Ring ditch; Description of place of use: To be irrigated: 8 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Tp. 35 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that no land has been reclaimed under the above inchoate right and no allowance is herein made therefor.

109.

James U. Smith, Gold Hill, Oregon:

Claimant was allowed an inchoate right to the use of water from Sardine Creek which is set out in the Rogue River Decree on Page 46, Column 3, as follows: "Priority 1908; 1.85 second feet; for Irrigation of 129 acres, and Storage; Smith ditches; Description of place of use: To be irrigated: 27 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, Tp. 35 S., R. 3 W. W. M.; 24 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 38 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant was also allowed a vested right to the use of water from Sardine Creek which is set out in the Rogue River Decree on Page 21, Column 1, under Proof 475, as follows: "Priority 1859; 0.17 second foot; for Irrigation of 10 acres; Priority 1885; 1.00 second foot for Irrigation of 59 $\frac{1}{2}$ acres; Smith ditches; Description of place of use: 2 $\frac{1}{2}$ acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 25 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 36 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 5 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right by irrigation to the extent of 87.7 acres, to-wit: 24 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 28.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 3 W., W. M. A survey made under the direction of the State Engineer found in the foregoing tracts an irrigated area of 115.1 acres, of which 69.0 acres are covered by the above-stated vested right. Allowance will be made for the remaining 46.1 acres reclaimed and irrigated in completion of said inchoate right.

Claimant is allowed a right to the use of 0.66 cubic foot per second of water from Sardine Creek, through Smith Ditches, with a priority of 1908, for the irrigation of 46.1 acres located as follows:

1.1 acres in S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$
28.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
1.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
3.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
11.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 4,
Tp. 36 S., R. 3 W., W. M.,
Jackson County, Oregon

110.

John E. Smith, Gold Hill, Oregon:

Claimant is a successor in part to James U. Smith whose inchoate right to the use of water from Sardine Creek is set out in Paragraph 109 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed for storage and by irrigation to the extent of 21.1 acres, to-wit: 10.7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, Tp. 35 S., R. 3 W., W. M., and 10.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 36 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made in September, 1935, under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found no evidence of storage on Sardine Creek nor did a further investigation of this matter made in May, 1939; therefore, no allowance for storage will be made in these findings.

Claimant is allowed a right to the use of 0.30 cubic foot per second of water from Sardine Creek, through Smith Ditches, with a priority of 1908, for the irrigation of 21.1 acres located as follows:

10.7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 33,
Tp. 35 S., R. 3 W., W. M.
10.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 4,
Tp. 36 S., R. 3 W., W. M.,
Jackson County, Oregon

APPLEGATE RIVER

111.

M. M. Ainsworth, Murphy, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 47, Column 1, under Proof 641, as follows: "Priority Feb. 1899; 0.16 second foot; for Irrigation of 11 acres; North Side ditch; Description of place of use: Irrigated: 1 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M.; To be irrigated: 10 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 9.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.14 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of 9.4 acres located as follows:

8.7 acres in that part of D.L.C. 40, lying North of Applegate River (NE $\frac{1}{4}$ NE $\frac{1}{4}$);
0.7 acre in Lot 2 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)
Sec. 19,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

112.

Bridge Point Ditch Co., Provolt, Oregon:

Under the Rogue River Decree, the above-named Bridge Point Ditch Co. was allowed an inchoate right to the use of water from the Applegate River which is set out on Page 47, Column 1, under Proof 644, as follows: "Priority Oct., 1898; 14.20 second feet; for Irrigation of 710 acres, and Domestic use; Bridge Point ditch." This is followed by a list of the land-owners, together with the lands under said ditch which are irrigated and to be irrigated by each.

Proofs have been submitted by persons, firms, and corporations under the foregoing inchoate right allowed the Bridge Point Ditch Co., claiming water for domestic use and for the irrigation of 629.13 acres.

The several rights allowed herein to the claimants submitting said proofs aggregate 11.32 cubic feet per second for the irrigation of 566.2 acres.

The following are statements of the claims contained in said proofs, together with the lands owned and irrigated by each claimant under the above inchoate right and the allowance made thereon. *Additional Rights Allowed by Decree Vol. 14, pg. 430 & 437*

113.

W. N. Carl, Murphy, Oregon:

Claimant is successor to A. Rehkopf whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River through Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 1, as follows: "Irrigated: 23 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W. W. M.; To be irrigated: 5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant is also successor in part to Samuel Provolt whose lands, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River through Bridge Point Ditch, are set out in Paragraph 116 infra.

Claimant has submitted proof wherein he states that said inchoate rights have been completed for domestic use and by irrigation to the extent of 30.2 acres, to-wit: 28 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, formerly the A. Rehkopf land, and 2.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, formerly the Samuel Provolt land, Sec. 17, Tp. 38 S., R. 4 W., W. M. Claimant also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.60 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 30.2 acres located as follows:

28.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$
lying North of the county road;
2.2 acres in that part of SE $\frac{1}{4}$ NW $\frac{1}{4}$
described as follows:
Beginning at a point on the North line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 17, which is 671.22 feet West of the NE corner thereof;
thence South 35° 45' West to the West line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$;
thence North to the NW corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence East
to the point of beginning
Sec. 17,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

(For rights allowed claimant from the Applegate River through New Berryman Ditch, see Paragraph 198 infra.)

114.

Estate of Charles M. Rexford by Dora L. Cook, Executrix, Murphy, Oregon:

Claimant is successor to C. M. Rexford whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation and domestic use through Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 1, as follows: "Irrigated: 5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17; To be irrigated: 5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8; 17 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein it is stated that said inchoate right has been completed for domestic use and for irrigation to the extent of 11.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.23 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

11.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 17,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

Claimant is also successor in part to William Sorenson whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through the Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 1, as follows: "Irrigated: 29 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18; 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; To be irrigated: 7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 15 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18; 20 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein it is stated that said inchoate right has been completed for domestic use and for irrigation to the extent of 73.2 acres, to-wit: 18 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 21.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; 2.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 32 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 38 S., R. 4 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.46 cubic feet per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 73.2 acres located as follows:

18.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$,
lying East of the highway;
21.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 7;
32.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
2.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 18,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

115.

Flossie Rexford Carl, Murphy, Oregon:

Claimant is successor in part to William Sorenson whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from Applegate River for irrigation through Bridge Point Ditch, is set out in Paragraph 114 next preceding.

Claimant has submitted proof wherein she states that said inchoate right has been completed for domestic use and for irrigation to the extent of 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. It appears from a map prepared from a survey made under the direction of the State Engineer that said tract in SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, described below, contains only 8.5 acres of irrigated land, which area will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

8.5 acres in that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 7,

Tp. 38 S., R. 4 W., W. M.,
described as follows:

Commencing at the SW corner of a ten-acre tract of land owned by E. U. Provolt, in Sec. 7, Tp. 38 S., R. 4 W., W. M., Jackson County, Oregon; running thence South 40 rods; thence East to the county road; thence Northerly along the East line of said public road to the SE corner of the above-described ten acres of land owned by said E. U. Provolt; thence West to the place of beginning, containing ten acres, more or less,

being the full amount of irrigated land owned by claimant as shown from the survey of the State Engineer.

(For claimant's right to the use of water from the Applegate River through S. H. Cook Ditch, see Paragraph 199 infra.)

116.

Elery Stone, Provolt, Oregon:

Claimant is successor in part to E. N. Provolt whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 1, as follows: "Irrigated: 3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 28 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon; 8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6; 23 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon; To be irrigated: 5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon; 7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant is also a successor in part to Samuel Provolt whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 2, as follows: "Irrigated: 5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 17; Tp. 38 S. R. 4 W. W. M., Jackson County, Oregon; 38 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 12; Tp. 38 S. R. 5 W. W. M., Josephine County, Oregon; To be irrigated: 8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 17; Tp. 38 S. R. 4 W. W. M., Jackson County, Oregon; 1 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 22 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 1; 25 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 12; Tp. 38 S. R. 5 W. W. M., Josephine County, Oregon."

On December 23, 1925, the State Engineer issued an order in correction of the above description of the lands of Samuel Provolt which is set out in the Special Order Record of the State Engineer, Volume 1, at Pages 243 and 244, to-wit:

"* * * That by the order of determination of the State Water Board dated April 12, 1916, in the matter of the determination of rights to the waters of Rogue River and its tributaries, certain water rights from Applegate River were allowed in the name of Samuel Provolt, under the Bridge Point Ditch Company; that through typographical error one of the tracts of land for which a water right was awarded was described as '38 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12', whereas it should have been described as '38 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1'; that said tract is now owned by Mrs. Effie Farra, the applicant herein; that said error was carried into the decree of the Circuit Court of the State of Oregon for Jackson County dated April 26, 1919, entered in said proceeding, based upon the order of determination of the State Water Board; and it further appearing that the records pertaining to such water right should be corrected accordingly, NOW, THEREFORE,

"It is hereby ORDERED that in order to correct said land description, the water right awarded for said tract of land be, and the same is hereby, transferred, without loss of the priority of said right as heretofore established, to '38 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1', the description of said Samuel Provolt right appearing in said Court Decree on page 47, column 2 (Order Record of State Water Board, Vol. 4) being amended to read as follows: 'SAMUEL PROVOLT: Irrigated: 5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 17; Tp. 38 S. R. 4 W. W. M., Jackson County, Oregon; 38 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 1; 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 12; Tp. 38 S. R. 5 W. W. M., Josephine County, Oregon; To be irrigated: 8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 17; Tp. 38 S. R. 4 W. W. M., Jackson County, Oregon; 1 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 22 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 1; 25 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 12; Tp. 38 S. R. 5 W. W. M., Josephine County, Oregon.'"

Claimant has submitted proof wherein he asserts a vested right for domestic use and for irrigation to the extent of 87 acres located as follows: 3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 28 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 38 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M., Josephine County, Oregon; 8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 38 S., R. 4 W., W. M., Jackson County, Oregon. In this claimant is in error as the rights in question were allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey made under the direction of the State Engineer found an irrigated area of 2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 69.4 acres in SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M., Josephine County, Oregon, and 11.5 acres in Sec. 6, Tp. 38 S., R. 4 W., W. M., Jackson County, Oregon, which will be considered in these findings as the areas reclaimed and irrigated in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 1.66 cubic feet per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 82.9 acres located as follows:

- 2.0 acres in that part of SW $\frac{1}{4}$ NE $\frac{1}{4}$, lying South of the Applegate River;
- 9.6 acres in that part of NE $\frac{1}{4}$ SE $\frac{1}{4}$, lying South of the Applegate River;
- 22.3 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$, lying South of the Applegate River;

37.5 acres in the following-described tract:

Beginning at a point on the section line between Secs. 1 and 12, Tp. 38 S., R. 5 W., W. M., 590 feet West of the SE corner of said Sec. 1; thence running North 387.5 feet to the center of the county road; thence along the center line of said road North 57° West 759 feet; thence South 33° 45' West 165 feet; thence South 666.5 feet to the section line; thence East 730 feet to the point of beginning, containing 10 acres, more or less, in Sec. 1. Also, beginning at the SE corner of Sec. 1, Tp. 38 S., R. 5 W., W. M., and running thence West along the South line of said section a distance of 120 feet to the center line of said county road; thence Northwesterly along the center line of said county road to a point of intersection with the North line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of said Sec. 1; thence East a distance of 1,940 feet, more or less, to the East line of said section; thence South 1,320 feet to the place of beginning, containing 30.3 acres, more or less, (SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$)

Sec. 1,

Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon;

- 11.5 acres in that part of the Thomas Nickerson homestead located in SW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 6,

Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon.

117.

E. U. Provolt, Murphy, Oregon:

Claimant is successor in part to E. N. Provolt whose lands, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River through Bridge Point Ditch, are set out in Paragraph 116 supra.

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 47.03 acres, to-wit: 35.03 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; 2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 38 S., R. 4 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant has also submitted an affidavit attached to and in support of his proof wherein he deposes and says that in the original proofs taken in this matter there was confusion as to the names E. N. Provolt and E. U. Provolt; that in said original proof the lands belonging to the claimant were misdescribed as in Sec. 10, Tp. 38 S., R. 4 W., W. M., whereas said lands should have been described as being in Secs. 7 and 18, said township and range; that in the Rogue River Decree the lands belonging to E. U. Provolt have been included in the lands belonging to E. N. Provolt; that in the aggregate the lands to which water rights were decreed in said decree include the lands belonging to this claimant, and that, by reason of the ownership of shares in the Bridge Point Ditch Co., claimant is entitled to divert water from Bridge Point Ditch for the lands described in the present proof irrespective of mistakes in the original decree.

Said affidavit cannot be considered in these findings as a basis for an allowance. Therefore, claimant must be refused the claim here made and no allowance will be made thereon save for 10 acres in SW $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M., which are covered by the above-stated inchoate right allowed E. N. Provolt to whom, in the absence of further evidence to the contrary, claimant appears to be a successor.

Claimant is allowed a right to the use of 0.20 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

10 acres in that part of N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$,
lying West of the highway
Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

118.

Glenn Provolt, Murphy, Oregon:

Claimant is successor in part to E. N. Provolt whose land, covered by the above-stated inchoate right to the use of water from the Applegate River for irrigation through Bridge Point Ditch, is set out in Paragraph 116 supra.

Claimant is also successor in part to J. A. Lewman whose land, covered by the above-stated inchoate right to the use of water from the Applegate River for irrigation through Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 2, as follows: "Irrigated: 29 acres in NE $\frac{1}{4}$ SW $\frac{1}{2}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant is also successor in part to R. F. and Daisy V. Lewman whose lands, covered by the above-stated inchoate right to the use of water from the Applegate River for irrigation through Bridge Point Ditch, are set out in the Rogue River Decree on Page 47, Column 2, as follows: "Irrigated: 10 acres in W $\frac{1}{2}$ W $\frac{1}{3}$ NE $\frac{1}{4}$ SW $\frac{1}{2}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for irrigation to the extent of 62 acres, to-wit: 23 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 39 acres in NE $\frac{1}{4}$ SW $\frac{1}{2}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant further states that said inchoate right has been completed by irrigation to the extent of 5.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 28.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 39.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{2}$, said Sec. 7, for which allowance of only 39 acres was made. Of said 39 acres in NE $\frac{1}{4}$ SW $\frac{1}{2}$, Sec. 7, 4.2 acres were allowed T. E. Lewman in accordance with the exception noted in claimant's proof; therefore, allowance will be made herein only for the remaining 34.8 acres in said tract.

Claimant is allowed a right to the use of 1.26 cubic feet per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 63.2 acres located as follows:

34.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 7,
except for the following-described tract:
Beginning at the NE corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 7;
thence South along the East line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 346.5 feet; thence North 36° 26' West 92 feet;
thence South 57° 35' West 695 feet; thence North along a line parallel to the East line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 266.25 feet; thence North 57° 35' East 561.5 feet; thence North 36° 26' West 114 feet to the North line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence East along said North line a distance of 255.75 feet to the point of beginning;

28.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

119.

Callie R. Hill, Murphy, Oregon:

Claimant is successor to Chas. Field whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River through Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 1, as follows: "Irrigated: 14 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; To be irrigated: 7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic use and by irrigation to the extent of 19.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.38 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

19.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

Claimant's land, covered by the above-stated inchoate right of the Bridge Point Ditch Co., is set out in the Rogue River Decree on Page 47, Column 1, as follows: "Irrigated: 20 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 7 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated: 7 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic use and by irrigation to the extent of 35.4 acres, to-wit: 22.3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 13.1 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. Claimant in this proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.71 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 35.4 acres located as follows:

13.1 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$

22.3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$

all being within the following-described tract:

Beginning at the SE corner of NW $\frac{1}{4}$, Sec. 7; running thence West 118.94 rods; thence North 53.808 rods; thence East 118.94 rods to the one-fourth section line of said Sec. 7; thence South 53.808 rods to the place of beginning;

Sec. 7,

Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

Claimant is also successor to Ellen Stone whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River through Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Columns 1 and 2, as follows: "Irrigated: 8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7; To be irrigated: 4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for irrigation to the extent of 33.5 acres, to-wit: 8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 6.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant further states that said inchoate right has been completed for domestic use and by irrigation to the extent of 2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M.

A survey made under the direction of the State Engineer found that claimant's land had an irrigated area of only 33 acres in that part of the NW $\frac{1}{4}$ of Sec. 7, Tp. 38 S., R. 4 W., W. M., covered by his proof which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned, no evidence having been submitted by the claimant in support of his exceptions to the survey of the State Engineer.

Claimant is allowed a right to the use of 0.66 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 33 acres located as follows:

10 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
12 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$

all being within the following-described tract:

Beginning at the NE corner of the NW $\frac{1}{4}$ of Sec. 7, Tp. 38 S.,
R. 4 W., W. M., and running thence West 118.94 rods; thence
South 106.92 rods; thence East 118.94 rods; thence North
106.92 rods to the point of beginning;

Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

120.

Herman Messinger, Provolt, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River through the Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 2, to-wit: "Irrigated: 23 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated: 11 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for domestic use and for irrigation to the extent of 43.8 acres, to-wit: 22.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 10.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10.9 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.88 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 43.8 acres located as follows:

22.5 acres in W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$,
plus a strip 7 rods wide off the West side of the E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$;
21.3 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
plus a strip 7 rods wide off the West side of the E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
less a tract in the SW corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 7,
231 feet North and South and 377.5 feet East and West, con-
taining 2 acres,
Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

121.

George Fields, Provolt, Oregon:

Claimant is successor to K. Fields whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through the Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 2, as follows: "Irrigated: 2 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant is also successor in part to Samuel Provolt whose lands, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through the Bridge Point Ditch, are set out in Paragraph 116 supra.

Claimant has submitted proof wherein he states that said inchoate rights have been completed for domestic use and for irrigation to the extent of 46.5 acres, to-wit: 2 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M.; 39.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Tp. 38 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.93 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 46.5 acres located as follows:

2.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,
described as follows:
Commencing at the SW corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 7;
thence North 14 rods; thence East 22-6/7 rods; thence South
14 rods; thence West 22-6/7 rods to the place of beginning;

5.0 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 12,
described as follows:
Commencing at the SE corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence North
10 rods along the section line; thence West 80 rods to the
West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence South along the West line
10 rods to the South line thereof; thence East 80 rods to
the point of beginning;

39.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 12,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

122.

R. H. Bentley, Murphy, Oregon:

Claimant is successor in part to Samuel Provolt whose lands, covered by the above-stated inchoate right of the Bridge Point Ditch Co., are set out in Paragraph 116 supra.

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer and set out in Paragraph 4 supra. In said proof claimant states that said inchoate right has been completed by irrigation to the extent of 28.2 acres, to-wit: 4.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 22 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 1 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 0.6 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Under the provisions of the aforesaid special order of the State Engineer, allowance will be made herein only for that part of the lands designated as irrigated in the Rogue River Decree which were found to be irrigated by said survey made under the direction of the State Engineer.

Claimant is allowed a right to the use of 0.33 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 16.6 acres located as follows:

0.6 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$
3.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
12.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
1.0 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 17,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

all within the following-described tract:

Commencing at the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, Tp. 38 S., R. 4 W., W. M., and running thence West to the county road; thence North 46° West 22.11 chains; thence North 35° 45' East 23.4 chains; thence East to the East line of SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence South to the place of beginning, containing 74.51 acres, more or less, and excepting from the above-described property that certain strip of land conveyed to J. L. Oscar and Izora Oscar, husband and wife, described as follows:

Commencing at the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, Tp. 38 S., R. 4 W., W. M.; thence North 185 feet; thence Southwesterly 294 feet, more or less, to a point on the South line of NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence East 185 feet to the point of beginning.

123.

W. N. Carl, Murphy, Oregon:

For right allowed claimant as successor to Samuel Provolt, see Paragraph 113 supra.

124.

Arthur J. Farra and Alma S. Farra, Jacksonville, Oregon:

Claimants are successors in part to Samuel Provolt whose lands, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through the Bridge Point Ditch, are set out in Paragraph 116 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic use and by irrigation to the extent of 33.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Tp. 38 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.67 cubic foot per second of water from the Applegate River, through the Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

33.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$

Sec. 12,

Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being within the following-described tract:

Beginning at the NW corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Tp. 38 S., R. 5 W., W. M.; thence South along the West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 70 rods; thence East 80 rods to the East line of said Sec. 12; thence North to the NE corner of said Sec. 12; thence West along the North line of said Sec. 12, to the point of beginning, less and excepting the following-described tract:

Beginning at the NE corner of said Sec. 12 and running thence South 355 feet on the section line; thence West 55 feet to point of beginning; thence West 75 feet; thence South 50 feet; thence East 75 feet; thence North 50 feet, to point of beginning.

Also less and except a tract of land described as follows:

Beginning 214 feet South of the NE corner of said Sec. 12 on county line; thence West 150 feet; thence South 70 feet; thence East 150 feet to county line; thence North on county line 70 feet to beginning,

being the full amount claimed in the proof.

125.

George Fields, Provolt, Oregon:

For right allowed claimant as successor to Samuel Provolt, see Paragraph 121 supra.

126.

Oscar A. Johnson and Vivian Johnson, Murphy, Oregon:

Claimants are successors in part to Samuel Provolt whose lands, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through Bridge Point Ditch, are set out in Paragraph 116 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic use and by irrigation to the extent of 8 acres, to-wit: 7.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 0.6 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M.

Claimants in their proof state that 8.0 acres of their tract have been irrigated and that the survey made under the direction of the State Engineer in August, 1935, is in error. A careful check of the computations made in determining the area of the irrigated lands in question shows 5.4 acres irrigated in that part of the claimants' land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 0.6 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 1. A further examination of the property in January, 1939, disclosed that the survey made in 1935 showed correctly the reclaimed and irrigated area.

Claimants are allowed a right to the use of 0.12 cubic foot per second of water from Applegate River, through the Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

6.0 acres in that part of S $\frac{1}{2}$ SE $\frac{1}{4}$

Sec. 1,

Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,
described as follows:

Beginning at a corner in Williams Creek 265 feet East from the NW corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M.; thence East along the North line of said S $\frac{1}{2}$ SE $\frac{1}{4}$ of said Sec. 1 a distance of 425 feet to the Southerly side of

the county road; thence following the Southerly side of said road South $46^{\circ} 53'$ East 375 feet to the Northwesterly corner of a church lot with a frontage of $44\frac{1}{2}$ feet on said road and a depth of 71 feet back therefrom; thence South 57° East 563 feet; thence South 33° West 700 feet to Williams Creek; thence following said Williams Creek downstream North $34^{\circ} 29'$ West 1,395 feet to the place of beginning, excepting the church lot heretofore described.

127.

Elery Stone, Provolt, Oregon:

For right allowed claimant as successor to Samuel Provolt, see Paragraph 116 supra.

128.

Sam Letteken and Nellie Letteken, Murphy, Oregon:

Claimants are successors to G. A. Dunlap whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through the Bridge Point Ditch, is set out in the Rogue River Decree on Page 47, Column 2, as follows: "Irrigated: 13 acres in $NE\frac{1}{4} SW\frac{1}{4}$; 13 acres in $SE\frac{1}{4} NW\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M.; To be irrigated: 10 acres in $SE\frac{1}{4} NW\frac{1}{4}$; 2 acres in $NE\frac{1}{4} SW\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants' predecessor was also allowed a vested right to the use of water from Williams Creek which is set out on Page 26, Column 2, under Proof 813, as follows: "Priority 1890; 0.42 second foot; for Irrigation of 25 acres; York & Breedon ditch; Description of place of use: 13 acres in $SE\frac{1}{4} NW\frac{1}{4}$; 12 acres in $NE\frac{1}{4} SW\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic use and by irrigation to the extent of 38 acres, to-wit: 25 acres in $SE\frac{1}{4} NW\frac{1}{4}$; 13 acres in $NE\frac{1}{4} SW\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 11.9 acres in that part of the $NE\frac{1}{4} SW\frac{1}{4}$, Sec. 1, lying North of Bridge Point Ditch, which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimants are allowed a right to the use of 0.74 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of 36.9 acres located as follows:

25.0 acres in that part of $SE\frac{1}{4} NW\frac{1}{4}$,
lying South of the Applegate River;
11.9 acres in that part of $NE\frac{1}{4} SW\frac{1}{4}$,
lying North of the highway,
Sec. 1,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

To the extent of 9.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 11.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 1, the foregoing right is supplemental to the vested right allowed claimants' predecessor to the use of water from Williams Creek, through York and Breedon Ditch, as set out above. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.02 cubic foot per second for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second per acre for each acre irrigated during the irrigation season.

129.

Ralph W. Planalp, Murphy, Oregon:

Claimant is successor to E. Badger whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. for the use of water from the Applegate River for irrigation through the Bridge Point Ditch, is set out in the Rogus River Decree on Page 47, Column 2, as follows: "Irrigated: 6 $\frac{1}{2}$ acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated: 6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic use and for irrigation to the extent of 6.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Applegate River, through the Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

6.5 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$,
lying South of the Applegate River,
Sec. 1,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

(For claimant's right to the use of water from the Applegate River through the Laurel Hill Ditch, see Paragraph 146 infra.)

130.

L. R. Loesch, Central Point, Oregon:

Claimant is successor to Louie Loesch whose land, covered by the above-stated inchoate right of the Bridge Point Ditch Co. to the use of water from the Applegate River for irrigation through the Bridge Point Ditch, is set out in the Rogus River Decree on Page 47, Column 2, as follows: "Irrigated: 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for domestic use and for irrigation to the extent of 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. In this the claimant is in error as the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 5.1 acres in the land described in the proof which will be considered as the area reclaimed and irrigated in these findings in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.10 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

5.1 acres within the following-described tract:

Beginning at a point 639 feet North of the half mile corner on the West line of Sec. 1, Tp. 38 S., R. 5 W., W. M., and running thence North 896 feet to the center of the county road; thence South 41° East 807 feet up the center of said county road; thence South 62° 13' West to the place of beginning, containing 6 acres of land, more or less, (SW $\frac{1}{4}$ NW $\frac{1}{4}$ & NW $\frac{1}{4}$ NW $\frac{1}{4}$)
Sec. 1,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

131.

T. E. Lewman, Murphy, Oregon:

Claimant is successor in part to J. A. Lewman whose lands, covered by the above-stated inchoate right of the Bridge Point Ditch Co., are set out in Paragraph 118 supra.

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof, claimant states that said inchoate right has been completed by irrigation to the extent of 4.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.08 cubic foot per second of water from Applegate River, through Bridge Point Ditch, with a priority of October, 1898, for domestic use and for the irrigation of:

4.2 acres in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows:
Beginning at the NE corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7; thence South along the East line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 346.5 feet; thence North 36° 26' West 92 feet; thence South 57° 35' West 695 feet; thence North along a line parallel

to the East line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 266.25 feet; thence North 57° 35' East 561.5 feet; thence North 36° 26' West 114 feet to the North line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence East along said North line a distance of 255.75 feet to the point of beginning
Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

132.

Glenn Provolt, Murphy, Oregon:

For right allowed claimant as successor of J. A. Lewman, see Paragraph 118 supra.

133.

William A. Mitchell, R. F. D. 3, Box 866, Grants Pass, Oregon:

Claimant is successor to W. H. Bateman whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 47, Column 2, under Proofs 666 and 667, as follows: "Priority Oct. 1900; 0.56 second foot; for Irrigation of 28 acres; Red Bluff ditch; Description of place of use: Irrigated: 18 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Tp. 36 S., R. 6 W. W. M.; To be irrigated: 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant's predecessor, W. H. Bateman, was also allowed a vested right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 22, Column 1, as follows: "Priority Oct. 1900; 0.25 second foot; for Irrigation of 10 acres; Red Bluff ditch; Description of place of use: 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 9.6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Tp. 36 S., R. 6 W., W. M. Claimant also asserts a vested right for the irrigation of 24.4 acres, to-wit: 18 acres in said NW $\frac{1}{4}$ SW $\frac{1}{4}$; 6.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 29. The claim of the vested right in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. To the extent of 6.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 29, the area claimed in the proof is covered by the above-stated vested right. Allowance is made herein only for the area reclaimed and irrigated in completion of the above-stated inchoate right.

Claimant is allowed a right to the use of 0.55 cubic foot per second of water from Applegate River, through Red Bluff Ditch, with a priority of October, 1900, for the irrigation of:

27.6 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$
lying below the Red Bluff Ditch,
Sec. 29,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon

Wilber W. Cameron, Jacksonville, Oregon:

Claimant is successor to Z. Cameron whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 47, Columns 2 and 3, under Proof 648, as follows: "Priority 1908; 0.16 second foot; for Irrigation of 8 acres; Comstock ditch; Description of place of use: To be irrigated: 8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 39 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 4.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 39 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water from Applegate River, through Comstock Ditch, with a priority of 1908, for the irrigation of:

4.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 33,
Tp. 39 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

Claimant was also allowed a right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 47, Column 3, under Proof 649, as follows:

"Priority 1902; 0.72 second foot; for Irrigation of 36 acres; Comstock ditch; Description of place of use: To be irrigated: 18 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SW $\frac{1}{2}$, Sec. 15, Tp. 39 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right by irrigation to the extent of 31 acres, to-wit: 18 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Tp. 39 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.62 cubic foot per second of water from Applegate River, through the Comstock Ditch, with a priority of 1902, for the irrigation of 31 acres located as follows:

18 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
13 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 15,
Tp. 39 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof under said inchoate right.

J. T. Cook, Provolt, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 47, Column 3, under Proof 653, as follows: "Priority, Feb., 1899; 0.60 second foot; for Irrigation of 30 acres; North Side ditch; Description of place of use: Irrigated: 12 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Tp. 37 S., R. 5 W. W. M.; 2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon. To be irrigated: 16 acres in same subdivisions."

Claimant has submitted proof wherein he states that he has completed said inchoate right by irrigation to the extent of 15.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant's proof taken with that of his successors in part, Oran W. and Gladys Cook, claim a total irrigated area of 32.4 acres which exceeds the above-stated inchoate right by 2.4 acres. The allowance herein made to each will be proportionate and to both will not exceed the total allowed in the decree.

Claimant is allowed a right to the use of 0.29 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of:

14.6 acres lying below the North Side Ditch in that part of D. L. C. 37 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), described as follows:
Beginning at the SE corner Sec. 36, running thence North along the section line 19.46 chains to the North line of D. L. C. 37; thence Westerly along the North line of said D. L. C. 37 a distance of 36.6 chains, more or less, to the East line of the Willis York Estate; thence South to the South line of said Sec. 36; thence East along said line to the point of beginning
Sec. 36,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon

The above description has been amended to conform with the United States land survey.

Oran W. Cook and Gladys Cook, Provolt, Oregon:

Claimants are successors in part to J. T. Cook whose inchoate right to the use of water from the Applegate River is set out in Paragraph 135 next preceding.

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 16.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants' proof taken with that of their predecessor, J. T. Cook, claim a total irrigated area of 32.4 acres which exceeds the above-stated inchoate right by 2.4 acres. The allowance herein made to each will be proportionate and to both will not exceed the total allowed in the decree.

Claimants are allowed a right to the use of 0.31 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of:

15.4 acres lying below the North Side Ditch in that part of D.L.C. 37 ($N\frac{1}{2} NE\frac{1}{4}$), described as follows:
Beginning at NE corner Sec. 1 and running thence South 13 chains; West 36.6 chains; North 13 chains; East 36.6 chains to point of beginning, containing 47.6 acres
Sec. 1,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

The above description has been amended to conform with the United States land survey.

137.

S. A. Bowen and Maude E. Bowen, Murphy, Oregon:

Claimants are successors to E. J. Brown whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 47, Column 3, under Proof 645, as follows: "Priority 1903; 1.10 second feet; for Irrigation of 55 acres; Swinden & Bunch ditch; Description of place of use: Irrigated: $12\frac{1}{2}$ acres in $SW\frac{1}{4} NW\frac{1}{4}$; $5\frac{1}{2}$ acres in $SE\frac{1}{4} NW\frac{1}{4}$; 7 acres in $NW\frac{1}{4} SW\frac{1}{4}$, Sec. 20; To be irrigated: 20 acres in $NE\frac{1}{4} SW\frac{1}{4}$; 10 acres in $NW\frac{1}{4} SW\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they assert a vested right to 25 acres, to-wit: $12\frac{1}{2}$ acres in $SW\frac{1}{4} NW\frac{1}{4}$; 7 acres in $NW\frac{1}{4} SW\frac{1}{4}$; $5\frac{1}{2}$ acres in $SE\frac{1}{4} NW\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W., W. M. In this the claimants are in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

A survey made in July, 1936, under the direction of the State Engineer followed by a further investigation in January, 1939, found an irrigated area of only 24.4 acres in the $SW\frac{1}{4} NW\frac{1}{4}$; $SE\frac{1}{4} NW\frac{1}{4}$, and $NW\frac{1}{4} SW\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W., W. M., which will be considered in these findings as the area reclaimed and irrigated so far as the tract in question is concerned.

Claimants are allowed a right to the use of 0.49 cubic foot per second of water from Applegate River, through Swinden and Bunch Ditch, with a priority of 1903, for the irrigation of:

24.4 acres in that part of the following-described property lying below the Swinden and Bunch Ditch and West of Grays Creek:
Beginning 14 chains East of the NW corner of the $SW\frac{1}{4} SW\frac{1}{4}$, Sec. 20; running East 6 chains; North 10.75 chains; East 17.60 chains; North 20 chains; West 29.90 chains; South 20

chains; East 7.20 chains; South 10.75 chains to beginning,
less 5 acres to Locke and less to road, (SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$;
NW $\frac{1}{4}$ SW $\frac{1}{4}$)

Sec. 20,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon

138.

Chas. O. McDonald, Murphy, Oregon:

Claimant is successor to Sudy J. Dahlberg whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 47, Column 3, under Proof 656, as follows: "Priority 1903: 0.88 second foot; for Irrigation of 44 acres; Swinden & Bunch ditch; Description of place of use: Irrigated: 7 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 22 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W., W. M.; To be irrigated: 12 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof claimant states that said inchoate right has been completed by irrigation to the extent of 26.6 acres, to-wit: 8.1 acres in Lot 1; 15.5 acres in Lot 2; 3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Under the provisions of the aforesaid special order of the State Engineer, allowance will be made herein for that part of the lands designated as irrigated in the Rogue River Decree which was found to be irrigated by the survey made under the direction of the State Engineer.

Claimant is allowed a right to the use of 0.52 cubic foot per second of water from Applegate River, through Swinden and Bunch Ditch, with a priority of 1903, for the irrigation of 26 acres located as follows:

7.5 acres in Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
15.5 acres in Lot 2 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
3.0 acres in that part of D.L.C. 40,
lying East of Grays Creek (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
Sec. 20,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon

The foregoing descriptions are amended to conform with the United States land survey.

R. A. Gilmore, Murphy, Oregon:

Claimant is successor in part to James W. Gilmore whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 47, Column 3, under Proof 664, as follows: "Priority Feb. 1899; 0.58 second foot; for Irrigation of 29 acres; North Side ditch; Description of place of use: Irrigated: 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18; 3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M.; To be irrigated: 10 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18; 4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 13 acres, to-wit: 4 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18; 9 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.26 cubic foot per second of water from Applegate River, through the North Side Ditch, with a priority of February, 1899, for the irrigation of 13 acres located as follows:

4 acres in that part of SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 18,
described as follows:
Beginning at the SE corner of Sec. 18, Tp. 37 S., R. 5 W.,
W. M.; running thence West 80 rods; thence North 20 rods;
thence East 80 rods to the section line; thence South 20
rods to beginning;
9 acres in Lot 2 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)
Sec. 19,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

The rights allowed herein are fixed to conform with the irrigated area as explained in Paragraph 7.

Anna B. Linebaugh, Murphy, Oregon:

Claimant is successor in part to James W. Gilmore whose inchoate right to the use of water from the Applegate River is set out in Paragraph 139 supra.

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 6.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 5 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Applegate River, through the North Side Ditch, with a priority of February, 1899, for the irrigation of:

6.6 acres in that part of SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 18,

Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,
described as follows:

Beginning at a point 80 rods North of the SE corner of said Sec. 18; thence West 80 rods; thence South 60 rods; thence East 80 rods; thence North 60 rods to the place of beginning excepting a parcel of land 209 feet square situated in the extreme SW corner of said property,

being the full amount claimed in the proof..

141.

Bert Harr, Jacksonville, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River on Page 47, Column 3, under Proof 671, as follows:

"Priority 1898; 0.68 second foot; for Irrigation of 27 acres; Bruce Buck ditch; Description of place of use: To be irrigated: 10 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, Tp. 41 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for irrigation to the extent of 21.5 acres, to-wit: 10.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, Tp. 41 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.54 cubic foot per second of water from Applegate River, through Bruce Buck Ditch, with a priority of 1898, for the irrigation of 21.5 acres located as follows:

10.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
7.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
4.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
all South of the Applegate River
Sec. 2,
Tp. 41 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

142.

A. G. Fortner and R. A. Miles, Route 1, Murphy, Oregon:

Claimants are successors to H. L. Herzinger and A. S. Sargent whose inchoate rights to the use of water from the Applegate River are set out in the Rogue River Decree on Page 47, Column 3, and Page 48, Column 1, under Proofs 673 and 674, as follows:

"Priority 1908; 1.20 second feet; for Irrigation of 60 acres; Herzinger & Sargent ditch; Description of place of use: Irrigated: 14 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6; To be irrigated: 40 acres in W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 6, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon.

"Priority Feb., 1899; 1.20 second feet; for Irrigation of 60 acres; North Side ditch; Description of place of use: Irrigated: 7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1; To be irrigated: 50 acres in NE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 363, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof claimants state that said inchoate rights have been completed by irrigation to the extent of 44.6 acres, to-wit: 1 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 31.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 1.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 38 S., R. 4 W., W. M., and 6.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 3.1 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 1.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Under the provisions of the aforesaid special order of the State Engineer, allowance will be made herein only for that part of the lands designated as irrigated by the Rogue River Decree which was found to be irrigated by said survey made under the direction of the State Engineer.

Claimants are allowed a right to the use of 0.02 cubic foot per second of water from Applegate River, through Herzinger and Sargent Ditch, with a priority of 1908, for the irrigation of:

1.0 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 6,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

Claimants are also allowed a right to the use of 0.02 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for irrigation of:

1.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 1,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

143.

K. J. Kubli, Murphy, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 48, Column 1, under Proof 676, as follows: "Priority 1906; 0.22 second foot; for Irrigation of 11 acres; S. H. Cook ditch; Description of place of use: Irrigated: 8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7; To be irrigated: 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for irrigation to the extent of 9.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.20 cubic foot per second of water from Applegate River, through the S. H. Cook Ditch, with a priority of 1906, for the irrigation of:

9.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 7,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

144.

Mauré Kubli, Applegate, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 48, Column 1, under Proof 677, as follows: "Priority 1908; 0.79 second foot; for Irrigation of 39 $\frac{1}{2}$ acres; Kubli or Keelor & Fowler ditch; Description of place of use: To be irrigated: 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 12 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 1 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; 5 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant was also allowed a vested right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 23, Column 1, as follows: "Priority 1866; 2.33 second feet; for Irrigation of 93 acres, and Domestic and Stock use; Fowler & Keeler ditch; Description of place of use: 4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 13 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 16 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; 26 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 24 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that the above inchoate right has been completed by irrigation to the extent of 39.5 acres, to-wit: 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 12 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 1 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; 5 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Tp. 38 S., R. 4 W., W. M. Regarding the map prepared from a survey made under the direction of the State Engineer, claimant states:

"Map shows the ditch correctly, and the map also shows the approximate location of the land that is plowed; however, the map does not show all of the land under irrigation, in that it omits an entire strip of land, which strip of land lies between the Applegate River, and the land shown on the map to be irrigated, and extends from the South line of Lot 3, in Section 23, Township 38 South, Range 4 West, continuously between the Applegate River and said land shown to be irrigated by said map, as aforesaid, to the East line of Section 26, said Township and Range; the said strip of land omitted from said map as being irrigated, as aforesaid, is shaded in red ink on the map, marked 'Exhibit A', attached hereto, and made a part hereof."

A careful inspection of said strip made in May, 1939, under the direction of the State Engineer revealed it to be in brush and trees and not reclaimed so as to constitute a completion of the inchoate right as contemplated in the Rogue River Decree.

The areas claimed in the proof in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, and NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Tp. 38 S., R. 4 W., W. M., are fully covered by the above-stated vested right and no additional allowance will be made therefor. To the extent of 13 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 16 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, said tracts are covered by above-stated vested right, and allowance will be made herein for only the remaining 3.1 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 3.6 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ as reclaimed and irrigated in completion of the inchoate right.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Applegate River, through Kubli or Fowler and Keeler Ditch, with a priority of 1908, for the irrigation of 6.7 acres located as follows:

3.1 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
3.6 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 23,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

The right allowed herein is fixed to conform with the irrigated areas as explained in Paragraph 7.

145.

Laurel Hill Ditch Co., Murphy, Oregon:

Under the Rogue River Decree, the Laurel Hill Ditch Co. was allowed an inchoate right to the use of water from the Applegate River which is set out on Page 48, Column 1, under Proof 678, as follows: "Priority Feb., 1892; 11.42 second feet; for Irrigation of 570.61 acres; Laurel Hill ditch; * * * (Total irrigated, 388.61 acres; total to be irrigated, 182 acres)." This is followed by a list of landowners, together with the lands under said ditch irrigated and to be irrigated.

Proofs have been submitted by persons, firms, and corporations under the foregoing inchoate right allowed the Laurel Hill Ditch Co., claiming water for domestic use and for the irrigation of 475.31 acres. The several rights allowed herein to the claimants submitting said proofs aggregate 9.11 cubic feet per second for the irrigation of 455.71 acres.

The following are statements of the claims contained in said proofs, together with the lands owned and irrigated by each claimant under the above inchoate right and the allowance made thereon.

Ralph W. Planalp, Murphy, Oregon:

Claimant is successor to E. Badger whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through the Laurel Hill Ditch, is set out in the Rogue River Decree on Page 48, Column 1, as follows: "Irrigated: 15 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M.; To be irrigated: 5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right to the use of water for the irrigation of 15 acres and a completed inchoate right for the irrigation of 5 acres all in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. The claim of a vested right is in error as the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 25.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M., of which 6.5 acres are irrigated from the Bridge Point Ditch. The remaining 18.7 acres will be considered in these findings as the area reclaimed and irrigated under the Laurel Hill Ditch in so far as the land in question is concerned.

Claimant is allowed a right to the use of 0.37 cubic foot per second of water from Applegate River, through the Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of:

18.7 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$
lying South of the Applegate River
Sec. 1,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

(For right to the use of water for the foregoing land from the Applegate River through the Bridge Point Ditch, see Paragraph 129 supra.)

Jess York, Murphy, Oregon:

Claimant was allowed an inchoate right under the above-stated Laurel Hill Ditch Co. to the use of water from the Applegate River through the Laurel Hill Ditch, for the irrigation of the land set out in the Rogue River Decree on Page 48, Column 1, to-wit: "Irrigated: 17 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35; To be irrigated: 16 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said right to the use of water from the Applegate River for irrigation to the extent of 18.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.37 cubic foot per second of water from Applegate River, through the Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of:

18.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 35,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

(For right allowed claimant from Applegate River through North Side Ditch, see Paragraph 196 infra.)

148.

W. F. Willson and D. J. Willson, Rt. 1, Box 37, Murphy, Oregon:

Claimants are successors in part to J. W. York whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co., is set out in Paragraph 147 supra.

Claimants have submitted proof wherein they assert a vested right to the use of water for the irrigation of 27 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ and state that an inchoate right has been completed by irrigation to the extent of 16 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W., W. M. The claim of a vested right is in error as the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 18.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 29.7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35. Of the latter, only 16 acres lie below the Laurel Hill Ditch and these, with the 18.7 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 35, will be considered in these findings as the areas reclaimed and irrigated in so far as the land in question is concerned.

Claimants are also successors to W. A. Fern whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through the Laurel Hill Ditch, is set out in the Rogue River Decree on Page 48, Column 1, as follows: "Irrigated: 27 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

On October 12, 1920, the State Water Board made the following order which is set out on Page 361, Volume 1, Record of Proceedings of State Water Board, to-wit:

"A petition by W. F. Willson of Murphy for a transfer of water right to correct an error in land description, under the right granted to W. A. Fern on the Laurel Hill Ditch under the Rogue River decree (p.48) was considered, and it appearing that the facts stated in the petition are substantiated by the Water Master of that district and the same being plainly a clerical error, it was ORDERED that the petition be granted, and that the water right allowed for '27 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 35, T. 37 S. R. 5 W. W. M.,' be transferred and become appurtenant without loss of priority date, to 27 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said section, and that proper notation of such change be made on the records."

The above change is duly noted and the allowance herein is made in accordance therewith.

Claimants are allowed a right to the use of 0.69 cubic foot per second of water from Applegate River, through Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 34.7 acres located as follows:

18.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
16.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 35,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

(For rights allowed claimant to the use of water from Williams Creek, see Paragraph 267 infra.)

149.

C. A. Trumbly, Murphy, Oregon:

Claimant is successor to A. F. Knox and J. G. Knox whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through Laurel Hill Ditch, is set out in the Rogue River Decree on Page 48, Column 1, as follows: "Irrigated: 39 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 23 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 9 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35; To be irrigated: 9 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 1 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 82.8 acres, to-wit: 29.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 9.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 32.2 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 11.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W., W. M., Josephine County, Oregon. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.66 cubic feet per second of water from Applegate River, through Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 82.8 acres located as follows:

32.2 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
11.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
29.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
9.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 35,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

150.

W. F. Willson and D. J. Willson, Rt. 1, Box 37, Murphy, Oregon:

For right allowed claimants as successors to W. A. Fern, see Paragraph 148 supra.

151.

Will Davis, Keyes, California:

Claimant is successor to Z. D. Hyde whose land, covered by the above-stated inchoate right of Laurel Hill Ditch Co., is set out in the Rogue River Decree on Page 48, Column 1, as follows: "Irrigated: 6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35; To be irrigated: 30 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant is also successor in part to A. A. Hyde whose land, covered by the above inchoate right of Laurel Hill Ditch Co., is set out in the Rogue River Decree on Page 48, Column 1, as follows: "Irrigated: 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 25 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; To be irrigated: 35 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 14.1 acres, to-wit: 7.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35; 2.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.28 cubic foot per second of water from Applegate River, through the Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 14.1 acres located as follows:

2.6 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$ and
4.0 acres in that part of SE $\frac{1}{4}$ NE $\frac{1}{4}$

Sec. 34,

described as follows:

Beginning at the SE corner of the NE $\frac{1}{4}$ of said Sec. 34 and
running thence West 13 rods; thence North 130 rods; thence
East 13 rods; thence South 130 rods to the place of beginning;

7.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$

Sec. 35,

Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

L. W. Hyde, Murphy, Oregon:

Claimant is successor in part to A. A. Hyde whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through Laurel Hill Ditch, is set out in Paragraph 151 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed for irrigation to the extent of 39.8 acres, to-wit: 30.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.80 cubic foot per second of water from Applegate River, through Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 39.8 acres located as follows:

30.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 9.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 all being in the W $\frac{1}{2}$ of that part of the NE $\frac{1}{4}$ of Sec. 34,
 lying West of a line 13 rods West of the East line of
 said Sec. 34,
 Sec. 34,
 Tp. 37 S., R. 5 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

F. R. Hyde, Murphy, Oregon:

Claimant is successor in part to A. A. Hyde whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through Laurel Hill Ditch, is set out in Paragraph 151 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 51.3 acres, to-wit: 28.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 18.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 2.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.03 cubic feet per second of water from Applegate River, through Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 51.3 acres located as follows:

28.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 2.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 2.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 18.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 all in the E $\frac{1}{2}$ of that part of the NE $\frac{1}{4}$ of Sec. 34, lying
 West of a line 13 rods West of the East line of said Sec. 34;
 Sec. 34,
 Tp. 37 S., R. 5 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

G. C. Weedon, Murphy, Oregon:

Claimant is successor in part to Wm. Haberman whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through Laurel Hill Ditch, is set out in the Rogue River Decree on Page 48, Columns 1 and 2, as follows: "Irrigated: 24 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34; 12 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 26 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27; To be irrigated: 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27; 7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant in his proof states that 41.6 acres have been reclaimed and irrigated. Claimant also states that said inchoate right has been completed by irrigation to the extent of 8.3 acres, to-wit: 2.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34; 5.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Tp. 37 S., R. 5 W., W. M. He further asserts a vested right for irrigation to the extent of 39 acres, to-wit: 24 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, and 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Tp. 37 S., R. 5 W., W. M. In this the claimant is in error in that the rights in question were allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 9.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, and 23.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, Tp. 37 S., R. 5 W., W. M., which will be considered in these findings as the areas reclaimed and irrigated in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 0.83 cubic foot per second of water from Applegate River, through Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 41.6 acres located as follows:

- 5.8 acres within a strip of land 220 feet wide on the East side of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27;
- 9.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27;
- 23.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
- 2.5 acres within a strip of land 220 feet wide on the East side of NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, Tp. 37 S., R. 5 W., W. M., Josephine County, Oregon

The foregoing right is fixed to conform with the irrigated area as explained in Paragraph 7 herein.

Josephine Powers (Administratrix of the Estate of A. E. Powers, Deceased), Murphy, Oregon:

Claimant is successor in part to Wm. Haberman whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through Laurel Hill Ditch, is set out in Paragraph 154 next preceding.

Claimant has submitted proof wherein she states that the above inchoate right has been completed to the extent of 41 acres, to-wit: 26 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Tp. 37 S., R. 5 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.82 cubic foot per second of water from Applegate River, through the Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 41 acres located as follows:

15 acres in the West 1,100 feet of NW $\frac{1}{4}$ SW $\frac{1}{4}$
26 acres in the West 1,100 feet of SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 27,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

156.

W. M. Jones, Grants Pass, Oregon:

Claimant is successor to Jeff Lindsay whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River, is set out in the Rogue River Decree on Page 48, Column 2, as follows: "Irrigated: 0.06 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 19.05 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28; To be irrigated: 4 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant is also successor to Effie Farra whose land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River, is set out in the Rogue River Decree on Page 48, Column 2, as follows: "Irrigated: 26 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate rights have been completed by irrigation to the extent of 76.11 acres, to-wit: 19.11 acres in E $\frac{1}{2}$ SE $\frac{1}{4}$; 30.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 26 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1.0 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts reservedly the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.52 cubic feet per second of water from Applegate River, through Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 76.11 acres located as follows:

26.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
30.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
1.0 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$
19.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
0.11 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 28,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

Charles T. and Mary E. Sweeney, Medford, Oregon:

Claimants' land, covered by the above-stated inchoate right of the Laurel Hill Ditch Co. to the use of water from the Applegate River for irrigation through Laurel Hill Ditch, is set out in the Rogue River Decree on Page 48, Column 2, as follows: "Irrigated: 12 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 11 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; $\frac{1}{8}$ acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; To be irrigated: 4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that they have completed said inchoate right by irrigation to the extent of 41.5 acres, to-wit: 12 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 14 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 0.5 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Tp. 37 S., R. 5 W., W. M. A survey made under the direction of the State Engineer found an irrigated area of only 9.7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 21 which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.74 cubic foot per second of water from Applegate River, through Laurel Hill Ditch, with a priority of February, 1892, for the irrigation of 37.2 acres located as follows:

12.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
 9.7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
 15.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 0.5 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 21,
 Tp. 37 S., R. 5 W., W. M.,
 Josephine County, Oregon

Emma Blanchard, c/o Paul Blanchard, Legal Department, Armour & Co., Chicago, Illinois:

Claimant is successor to M. N. Loughridge whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 48, Column 2, under Proof 680, as follows: "Priority 1903; 1.62 second feet; for Irrigation of 81 acres; Swinden & Bunch ditch; Description of place of use: Irrigated: 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20; 6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19; To be irrigated: 28 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20; 4 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she asserts a vested right for the irrigation of 31 acres, to-wit: 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20; 6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant further states that said inchoate right has been completed by irrigation to the extent of 1 acre in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 27.6 acres in the land described in claimant's proof, which area will be taken in these findings as the land reclaimed and irrigated in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 0.55 cubic foot per second of water from Applegate River, through Swinden and Bunch Ditch, with a priority of 1903, for the irrigation of:

27.6 acres in that part of the following-described property lying below the Swinden and Bunch Ditch:
Beginning at the SE corner of the SE $\frac{1}{4}$ of Sec. 19;
running North 20 chains; East 14 chains; North 10.75 chains; West 7.20 chains; North 20 chains; West 10.10 chains; North 7.50 chains to the river; West 2.90 chains; South 61 chains; East 5.40 chains to the place of beginning, containing 61.66 acres, more or less, lying and being in Secs. 19 and 20, (SE $\frac{1}{4}$ NE $\frac{1}{4}$ & NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19; SW $\frac{1}{4}$ NW $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20)
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon

159.

J. N. Matney, Ruch, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 48, Column 2, under Proof 681, as follows: "Priority 1901; 1.6 second feet; for Irrigation of 25 acres, and Domestic use; Offenbacher & O'Brien ditch; Description of place of use: Irrigated, 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated, 5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, all in Sec. 29, Tp. 38 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for domestic use and by irrigation to the extent of 25 acres, to-wit: 10.3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 14.7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.6 cubic feet per second of water from Applegate River, through Offenbacher and O'Brien Ditch, with a priority of 1901, for domestic use and for the irrigation of 25 acres located as follows:

10.3 acres in Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
14.7 acres in W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 29,
Tp. 38 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

Emil Gentner, Route 1, Murphy, Oregon:

Claimant is successor to the Estate of J. S. McFadden, Deceased, whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 48, Column 2, under Proof 683, as follows: "Priority Feb., 1899; 1.80 second feet; for Irrigation of 126 acres; North Side ditch; Description of place of use: Irrigated: 4 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 3 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27; To be irrigated: 100 acres in Sec. 27; and in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, all in Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said right has been completed by irrigation to the extent of 51.3 acres, to-wit: 4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 2.1 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 22.3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 5.7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 6.8 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 1.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 4.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27; 4.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom except that in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Tp. 37 S., R. 5 W., W. M., an area of 2.5 acres is omitted. This correction is duly noted and accepted by the State Engineer.

Claimant is allowed a right to the use of 0.73 cubic foot per second of water from Applegate River, through the North Side Ditch, with a priority of February, 1899, for the irrigation of 51.3 acres located as follows:

4.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 26;
 1.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 4.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 2.1 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 4.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
 22.3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
 5.7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
 6.8 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 27,
 Tp. 37 S., R. 5 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

Murphy Ditch Co., Grants Pass, Oregon:

Under the Rogue River Decree, the above-named Murphy Ditch Co., a corporation, was allowed an inchoate right to the use of water from the Applegate River which is set out on Page 48, Column 2, under Proof 687, as follows: "Priority 1902; 17.38 second feet; for Irrigation of 868.90 acres; Murphy ditch; Lands actually irrigated under ditch aggregate 458 acres; to be irrigated 410.9 acres." This is followed by a list of landowners and descriptions of land irrigated and to be irrigated by each.

Proofs have been submitted by persons, firms, and corporations under the foregoing inchoate right allowed the Murphy Ditch Co., claiming water from the Applegate River through Murphy Ditch for the irrigation of 544.72 acres. The several rights allowed herein to the claimants submitting said proofs aggregate 10.38 cubic feet per second for the irrigation of 519.22 acres. Following are statements of claims contained in said proofs, together with the lands owned and irrigated by each claimant under the above inchoate right and the rights allowed thereon.

162.

Wilhelmina T. Perry, Route 3, Grants Pass, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River through the Murphy Ditch for irrigation, is set out in the Rogue River Decree on Page 48, Column 2, as follows: "Irrigated, 4 acres; 4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated, 43 acres; 20 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19; 4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 19 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that she has completed said inchoate right by irrigation to the extent of 14.9 acres, to-wit: 7.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W., W. M.; 3.9 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 3.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

It appears from the above that the decree shows Sec. 24 to be located in Tp. 37 S., R. 5 W., W. M. This is an obvious error as the Murphy Ditch does not irrigate that section, while Sec. 24, Tp. 37 S., R. 6 W., W. M., adjoins Sec. 19, Tp. 37 S., R. 5 W., W. M., and is irrigated from said ditch. It is recommended, therefore, that the right allowed Mrs. Wilhelmina T. Perry to the use of water from the Applegate River, through the Murphy Ditch, as set out in the Rogue River Decree on Page 48, Column 2, be corrected to read "Irrigated, 4 acres; 4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated, 43 acres; 20 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M.; 4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 19 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant is allowed a right to the use of 0.30 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 14.9 acres located as follows:

7.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 19,
Tp. 37 S., R. 5 W., W. M.

3.9 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
3.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof with description amended to conform with the above-stated recommendation.

Oscar D. Boyer, Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in the Rogue River Decree on Page 48, Columns 2 and 3, as follows: "Irrigated, 93 acres; 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 25 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 15 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 33 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated, 60 acres; 16 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 23.2 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 5.7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 15 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; all in Sec. 24, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 6.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.14 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

6.8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 24,
 Tp. 37 S., R. 6 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

F. A. J. Gallwas, c/o C. J. Hopper, Route 3, Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co., are set out in Paragraph 163 supra.

Claimant has submitted proof by C. J. Hopper which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof, claimant states that said inchoate right has been completed by irrigation to the extent of 9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.18 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

Modified by
Decree 22116, P. 524

9 acres in (that part of) $NE\frac{1}{4} NW\frac{1}{4}$, (lying North of the county road) described as follows:
Beginning 604 feet South of $N\frac{1}{2}$ corner of Sec. 24; running South 554 feet to North line of county road; thence on North line of road North $46^{\circ} 52'$ West 58.4 feet; North $17^{\circ} 44'$ West 175.9 feet; North $47^{\circ} 12'$ West 157 feet; North $42^{\circ} 38'$ East 329.4 feet to beginning, containing 1.29 acres; and all that part of the $SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$, lying South of the county road, containing 8.0 acres, more or less, except right of way for road 15 feet wide along the West side;
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

165.

Cecil Zina Gimmestad (Administratrix of Estate of Georgietta G. McCain, Deceased),
Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimant has submitted proof wherein it is stated that said inchoate right has been completed by irrigation to the extent of 7 acres in $SE\frac{1}{4} NW\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the land irrigated therefrom.

Claimant is allowed a right to the use of 0.14 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

7 acres in $SW\frac{1}{4} SE\frac{1}{4} NW\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

166.

Mikkel Gimmestad and Cecil Gimmestad, Route 3, Grants Pass, Oregon:

Claimants are successors in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 25.1 acres, to-wit: 9.6 acres in $SW\frac{1}{4} NE\frac{1}{4}$; 0.2 acre in $NW\frac{1}{4} NE\frac{1}{4}$; 7.3 acres in $SW\frac{1}{4} NE\frac{1}{4}$; 8.0 acres in $NW\frac{1}{4} SE\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. A survey made in 1936 under the direction of the State Engineer found an irrigated area of 7 acres in $NW\frac{1}{4} SE\frac{1}{4}$, Sec. 24, and not 8 acres as claimed in the proof. Claimants state that one

acre was washed out in a flood in 1927. For said one acre no allowance is made for the reason that it does not appear to be in such condition that beneficial use of water can be made thereon as contemplated in the decree. Said survey further found an irrigated area of only 6.3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M., which will be considered in these findings as the areas reclaimed and irrigated in so far as the tracts in question are concerned.

Claimants are allowed a right to the use of 0.46 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 23.1 acres located as follows:

0.2 acre in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$
lying South of Murphy road;
6.3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$
9.6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$
7.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

167.

C. J. Hopper, Route 3, Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 16.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.33 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 16.5 acres located and described as follows:

9.5 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,

described as follows:

Beginning at a point in the middle of the county road on the North line of Sec. 24, Tp. 37 S., R. 6 W., W. M., 131 feet East of the NW corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section; running thence in a Southeasterly direction along the middle of said county road a distance of 1,250 feet; thence North-easterly 395 feet to a point on the line between the NW $\frac{1}{4}$ and NE $\frac{1}{4}$ of said section a distance of 542 feet from the North line of said section; thence North 542 feet to the North line of said section; thence West along said North line 1,189 feet to the place of beginning, containing 13 acres, more or less;

1.0 acre in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,

described as follows:

Beginning at the SE corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 24, Tp. 37 S., R. 6 W., W. M.; thence East 240 feet to the middle of the county road; thence Northwesterly along the middle of

the county road to a point where said road intersects the North and South line between the NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of the said section; thence South to the place of beginning containing one acre, more or less;

6.0 acres being the South 6 acres of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

168.

Clark B. Knapp, 6950 De Celis Place, Van Nuys, California:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co., are set out in Paragraph 163 supra.

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In his proof, claimant states that said inchoate right has been completed by irrigation to the extent of 9.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M.

Claimant is allowed a right to the use of 0.19 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

9.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

169.

Louie Listmann, 1720 Hopkins Street, Oakland, California:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 15.9 acres, to-wit: 7.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 8.7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M.

Claimant is allowed a right to the use of 0.32 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 15.9 acres located as follows:

7.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$
8.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

Charles McDonald, Route 3, Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 9.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.20 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

9.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 24,
 Tp. 37 S., R. 6 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

E. L. Rightmier, Route 3, Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 16.3 acres, to-wit: 7.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 8.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.33 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 16.3 acres located as follows:

7.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$
 8.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 24,
 Tp. 37 S., R. 6 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

W. O. Sharp, Route 3, Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. He also asserts a vested right for the irrigation of 5.2 acres in said NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

A survey made in 1936 under the direction of the State Engineer found an irrigated area of 6.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and not 8.2 acres as claimed in the proof, of which claimant states that 2 acres were washed out in a flood. For said 2 acres no allowance is herein made for the reason that it does not appear to be in such condition that beneficial use of water can be made thereon as contemplated in the Rogue River Decree.

Claimant is allowed a right to the use of 0.12 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

6.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

Elsie Woodard, Route 3, Grants Pass, Oregon:

Claimant is successor in part to the Madrona Land Co. whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 163 supra.

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 11.12 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.22 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

11.12 acres in that part of W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,
lying South of the county road and North of the South 6
acres of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 24,

being the full amount claimed in the proof.

Edward Gibson and Josephine Gibson, Route 3, Grants Pass, Oregon:

Claimants are successors to Josephine Messinger whose land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, is set out in the Rogue River Decree on Page 48, Column 3, as follows:

"Irrigated, 34 acres; 34 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated, 6 acres; 6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; All in Sec. 24, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 39.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.78 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

39.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 24,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

John Lawless, Route 2, Grants Pass, Oregon:

Claimant is successor to Emil Rutishauser whose land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, is set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 18 acres; 8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for irrigation to the extent of 18 acres, to-wit: 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13; 8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

A survey made under the direction of the State Engineer found an irrigated area of only 9.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, and 8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W., W. M., which will be considered in these findings as the area reclaimed and irrigated in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 0.35 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 17.4 acres located as follows:

9.4 acres in that part of SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 13,

Tp. 37 S., R. 6 W., W. M.,
described as follows:

Beginning at SW corner of said Sec. 13; thence East 60 rods;
North 1 rod; Northwesterly in a straight line 79.3 rods to
a point on the West line of Sec. 13; South 52 rods to point
of beginning;

8.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$
lying North of the Applegate River
Sec. 24,

Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

176.

O. V. and Vada E. Humrick, Route 3, Grants Pass, Oregon:

Claimants are successors to H. S. Wynant whose land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from Applegate River, is set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 15 acres; 15 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13; To be irrigated, 55 acres; 25 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13; 30 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof claimants state that said inchoate right has been completed by irrigation to the extent of 15 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W., W. M. Claimants also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found that no land is reclaimed and irrigated in said NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W., W. M., and no allowance will be made herein therefor.

177.

Tony Silva and Isabel Silva, Route 2, Box 75, Grants Pass, Oregon:

Claimants are successors to W. H. Parkey whose land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, is set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 87 $\frac{1}{2}$ acres; 8 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 27 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 30 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 22 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W. W. M.; To be irrigated, 58 $\frac{1}{2}$ acres; 18 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 31 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 9 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they assert a vested right for the irrigation of 87.5 acres, to-wit: 8.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 27 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 30 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 22 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W., W. M. In this the claimants are in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimants further state that the above inchoate right has been completed by irrigation to the extent of 1.9 acres, to-wit: 0.1 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 1.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W., W. M.

Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of only 28.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 20.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W., W. M., which will be considered in these findings as the area reclaimed and irrigated in so far as the tracts in question are concerned.

Claimants are allowed a right to the use of 1.73 cubic feet per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 86.4 acres located as follows:

- 8.6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
- 28.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, except the following-described land:
Beginning 12 rods South of the NW corner of the SW $\frac{1}{4}$ of Sec. 13; thence South 40 rods; thence East 10 rods; thence North 8 rods; thence East 3 rods; thence North 32 rods; thence West 13 rods to the point of beginning;
- 28.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, except the following-described land:
Beginning at the SW corner of Sec. 13, Tp. 37 S., R. 6 W., W. M.; running thence North 52 rods; thence Southeasterly a distance of 79.3 rods to a point 60 rods East along the South line of Sec. 13 and 1 rod North thereof; thence South 1 rod to said South line of Sec. 13; thence West along said line a distance of 60 rods to the point of beginning, containing 10 acres, more or less;
- 20.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 13,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

178.

D. M. Langworthy, Route 3, Grants Pass, Oregon:

Claimant is successor in part to W. H. Parkey whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co., are set out in Paragraph 177 next preceding.

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof claimant states that said inchoate right has been completed by irrigation to the extent of 2.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.04 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

2.2 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$
described as follows:
Beginning 12 rods South of the NW corner of the SW $\frac{1}{4}$ of
Sec. 13; running thence South along section line 32 rods
to NW corner of the land conveyed to School District 12;
thence East 13 rods; thence North 32 rods; thence West
13 rods to place of beginning,
Sec. 13,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

179.

Julia Lawless, Route 1, Box 20, Grants Pass, Oregon:

Claimant is successor to John Lawless whose land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, is set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 4 acres; 4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23; To be irrigated, 36 acres; 3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23; 13 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 7 acres in N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Tp. 37 S., R. 6 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of only 6.5 acres in N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Tp. 37 S., R. 6 W., W. M., which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

6.5 acres in N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 23,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

180.

D. M. Langworthy, Route 3, Grants Pass, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River through Murphy Ditch for irrigation, is set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 5 acres; 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23; To be irrigated, 8 acres; 8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for irrigation to the extent of 9.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Tp. 37 S., R. 6 W., W. M.

Claimant is allowed a right to the use of 0.19 cubic foot per second of water from the Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

9.6 acres in the South 30 acres of NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 23,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

181.

J. L. Helms, Route 2, Grants Pass, Oregon:

Claimant is successor in part to James W. Warner whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 37 acres; 2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 35 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14; To be irrigated, 42 acres; 38 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 56.9 acres, to-wit: 20 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 36.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.14 cubic feet per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 56.9 acres located as follows:

20.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
36.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
except the following-described tract:
Beginning at the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence West 4 rods; thence North 40 rods; thence East 4 rods to the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence South 40 rods to point of beginning,
Sec. 14,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

(For allowance made claimant for the use of water from the Applegate River through Red Bluff Ditch, see Paragraph 210 infra.)

(For allowance made claimant for the use of water from the Applegate River through Jess Ditch, see Paragraph 192 infra.)

Otis A. Kapsa and Myrtle Kapsa, 553 West 6th Street, Eugene, Oregon:

Claimants are successors in part to James W. Warner whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 181 next preceding.

Claimants are also successors in part to R. L. Coe whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, $134\frac{1}{2}$ acres; 22 acres in $SE\frac{1}{4} NE\frac{1}{4}$; $8\frac{1}{2}$ acres in $NE\frac{1}{4} NE\frac{1}{4}$; 28 acres in $NW\frac{1}{4} SE\frac{1}{4}$; 40 acres in $NE\frac{1}{4} SE\frac{1}{4}$; 36 acres in $SE\frac{1}{4} SE\frac{1}{4}$, Sec. 14; To be irrigated, 49.5 acres; 18 acres in $SE\frac{1}{4} NE\frac{1}{4}$; $31\frac{1}{2}$ acres in $NE\frac{1}{4} NE\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 56.4 acres, to-wit: 8.5 acres in $NE\frac{1}{4} NE\frac{1}{4}$; 34.1 acres in $SE\frac{1}{4} NE\frac{1}{4}$; 1.0 acre in $SW\frac{1}{4} NE\frac{1}{4}$; 12.8 acres in $NW\frac{1}{4} SE\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom except for an area in $NE\frac{1}{4} NE\frac{1}{4}$ which claimants state should be 8.5 acres instead of 2.5 acres found by said survey. The additional area claimed is in brush and trees and is not reclaimed and irrigated as contemplated by the Rogue River Decree. Said survey also found an irrigated area of only 23.1 acres in $SE\frac{1}{4} NE\frac{1}{4}$ and 1 acre in a strip of land owned by the claimants in $SW\frac{1}{4} NE\frac{1}{4}$, Sec. 14, which areas will be considered in these findings as the areas reclaimed and irrigated in so far as the tracts in question are concerned.

Claimants are allowed a right to the use of 0.79 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 39.4 acres located as follows:

2.5 acres in $NE\frac{1}{4} NE\frac{1}{4}$

1.0 acre in that part of $SW\frac{1}{4} NE\frac{1}{4}$
described as follows:

Beginning at the SE corner of $SW\frac{1}{4} NE\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W., W. M., and running thence West 4 rods; thence North 40 rods to a bank or bluff; thence East 4 rods to the East line of $SW\frac{1}{4} NE\frac{1}{4}$ of said Sec. 14; thence South 40 rods to the place of beginning, containing one acre, more or less;

23.1 acres in $SE\frac{1}{4} NE\frac{1}{4}$

12.8 acres in that part of $NW\frac{1}{4} SE\frac{1}{4}$
described as follows:

Beginning at the NE corner of $NW\frac{1}{4} SE\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W., W. M., and running thence South 509.5 feet to the NE corner of the tract of land now or formerly owned by J. H. Shawl; thence West a distance of 977.0 feet to the Easterly bank of the Applegate River; thence Northwesterly along the bank of said river to the East and West quarter section line; thence East along said quarter section line 1,116.0 feet to an iron pipe at place of beginning,

Sec. 14,

Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

H. E. Haefner, 4242 N. E. Failing Street, Portland, Oregon:

Claimant is successor in part to R. L. Coe whose lands, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, are set out in Paragraph 182 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 86.2 acres, to-wit: 39.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 34.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.72 cubic feet per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 86.2 acres located as follows:

39.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
 12.0 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$
 described as follows:
 Beginning at the SE corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp.
 37 S., R. 6 W., W. M.; thence North parallel to section
 line 818 feet; thence West parallel to East and West
 quarter section line 977 feet to the bank of the Appleg-
 ate River; thence Southeasterly along said bank to the
 South line of NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 266 feet to the point
 of beginning;
 34.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 14,
 Tp. 37 S., R. 6 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

Otis A. Kapsa and Myrtle Kapsa, 553 West 6th Street, Eugene, Oregon:

For right allowed claimants as successors to R. L. Coe, see Paragraph 182 supra.

W. C. Lucore, Route 3, Box 740, Grants Pass, Oregon:

Claimant is successor to Lavina E. Bull whose land, covered by the above-stated inchoate right of the Murphy Ditch Co., is set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 12 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W. W. M.; To be irrigated, 25 acres; 5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and which is set out in Paragraph 4 supra. In his proof, claimant states that said

inchoate right has been completed by irrigation to the extent of 8.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of:

8.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 14,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

186.

W. C. Weaver, Route 2, Box 552, Grants Pass, Oregon:

Claimant is successor to L. D. Cole whose land, covered by the above-stated inchoate right of the Murphy Ditch Co. to the use of water from the Applegate River for irrigation through Murphy Ditch, is set out in the Rogue River Decree on Page 48, Column 3, as follows: "Irrigated, 14 acres; 9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14; To be irrigated, 21 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 20.9 acres, to-wit: 16 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 4.9 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said map shows an irrigated area of only 4.5 acres in that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14 owned by the claimant which will be used as a basis for the rights allowed herein in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.41 cubic foot per second of water from Applegate River, through Murphy Ditch, with a priority of 1902, for the irrigation of 20.5 acres located as follows:

16.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
4.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
except a parcel of land commencing at the SW corner of
the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14; thence East 751 feet; thence North
165 feet; thence West 751 feet; thence South 165 feet to
the point of beginning,
Sec. 14,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

E. J. Brown, Applegate, Oregon:

Claimant is successor to J. C. and Matilda Grubb whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 48, Column 3, under Proof 691, as follows: "Priority 1906; 3.33 second feet for Irrigation of 166 $\frac{1}{2}$ acres; New Berryman ditch; Description of place of use: Irrigated, 51 $\frac{1}{2}$ acres; 5 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 17 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 9 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; To be irrigated, 115 acres; 27 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 22 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 24 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant's predecessors, J. C. and Matilda Grubb, were also allowed a vested right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 22, Column 3, as follows: "Priority 1894; 1.03 second feet; for Irrigation of 51 $\frac{1}{2}$ acres, and Stock use; New Berryman ditch; Description of place of use: 5 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 17 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 9 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 115 acres, to-wit: 27 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 22 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 17 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 24 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, Tp. 38 S., R. 4 W., W. M.

Claimant does not accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 129.7 acres, to-wit: 18.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 34 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 31 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 30.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; no acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 0.5 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, Tp. 38 S., R. 4 W., W. M., which, in the absence of further evidence to substantiate claimant's claim, will be considered in these findings as the areas reclaimed and irrigated in so far as the tracts in question are concerned.

To the extent of 51.5 acres; namely, 5.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 17 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, and 9 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, Tp. 38 S., R.4 W., W. M., the foregoing tracts are covered by the above-stated vested right and allowance will be made herein only for the remaining areas in said tracts which were found to be reclaimed and irrigated by the survey made under the direction of the State Engineer.

Claimant is allowed a right to the use of 1.56 cubic feet per second of water from Applegate River, through New Berryman Ditch, with a priority of 1906, for the irrigation of:

78.2 acres in that part of D.L.C. 38, lying East of Thompson Creek and South of the Applegate River, (13 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 17 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 11 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 0.5 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 21.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$)

Sec. 22,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

with description amended to conform with the United States land survey.

188.

Finley Bros. (D. H. Finley and Francis Finley). Murphy, Oregon:

Claimants were allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 49, Column 1, under Proof 692, as follows: "Priority 1906; 1.97 second feet; for Irrigation of 98 $\frac{1}{2}$ acres, and Stock; New Berryman ditch; Description of place of use: Irrigated, 62 acres; 35 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 19 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 2 $\frac{1}{2}$ acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; To be irrigated, 36 $\frac{1}{2}$ acres; 4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 15 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 2 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that they have completed said inchoate right for stock use and for irrigation to the extent of 96.6 acres, to-wit: 38.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 33.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 5.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 19.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 38 S., R. 4 W., W. M. Claimants also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 1.93 cubic feet per second of water from Applegate River, through New Berryman Ditch, with a priority of 1906, for stock use and for the irrigation of 96.6 acres located as follows:

38.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
33.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, except the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$
19.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, except the E $\frac{1}{2}$ E $\frac{1}{2}$
5.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 18,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof. The inchoate rights which are found to be completed herein are fixed to conform with the irrigated areas as explained in Paragraph 7.

189.

Hattie F. Foerst, Murphy, Oregon:

Claimant is successor to George H. Foerst whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 1, as follows: "Priority 1906; 0.30 second foot; for Irrigation of 15 acres; New Berryman ditch; Description of place of use: Irrigated, 3 acres; 3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; To be irrigated, 12 acres; 7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant is also successor to August Rehkopf whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Columns 2 and 3, under Proof 693, as follows: "Priority 1906; 1.61 second feet; for Irrigation of 80½ acres, and Stock use; New Berryman ditch; Description of place of use: Irrigated, 1¼ acres in SW¼ NW¼; 1 acre in NW¼ SW¼; 1½ acres in NE¼ SW¼; 7½ acres in SE¼ SW¼, Sec. 17, Tp. 38 S., R. 4 W. W. M.; To be irrigated, 3 acres in SW¼ NW¼; 3 acres in NE¼ SW¼; 38 acres in NW¼ SW¼; 10 acres in SW¼ SW¼; 2½ acres in SE¼ SW¼, Sec. 17, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that said inchoate rights have been completed for stock use and by irrigation to the extent of 3¼ acres, to-wit: 10 acres in NE¼ SE¼; 5 acres in SE¼ NE¼, Sec. 18; 3 acres in SW¼ NW¼; 16 acres in NW¼ SW¼, Sec. 17, Tp. 38 S., R. 4 W., W. M.

A survey made under the direction of the State Engineer found an irrigated area of only 4.8 acres in SE¼ NE¼, Sec. 18, Tp. 38 S., R. 4 W., W. M., which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

The claimant is allowed a right to the use of 0.68 cubic foot per second of water from Applegate River, through New Berryman Ditch, with a priority of 1906, for the irrigation of 33.8 acres located and described as follows:

3.0 acres in that part of SW¼ NW¼ and
16.0 acres in that part of NW¼ SW¼
Sec. 17,

described as follows:

Beginning at quarter section between Secs. 17 and 18, Tp. 38 S., R. 4 W., W. M.; thence South 20 chains to the sixteenth corner; thence East along sixteenth line 7.65 chains to a pipe for a corner; thence North 20.83 chains to the center of the county road to a pipe for a corner; thence along the county road in a Northwesterly course 9.25 chains, more or less, to the line between Secs. 17 and 18 to an iron pipe for a corner; thence South on said section line 6.55 chains, to the place of beginning;

4.8 acres in E½ SE¼ SE¼ NE¼
10.0 acres in E½ E½ NE¼ SE¼

Sec. 18,

Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

Claimant also is allowed a right to the use of water from Applegate River, through the New Berryman Ditch, with a priority of 1906, for stock use. Said right is appurtenant to the 3 acres in SW¼ NW¼ and 16 acres in NW¼ SW¼, Sec. 17, Tp. 38 S., R. 4 W., W. M., Jackson County, Oregon, described above.

River Banks Farm, c/o Forbes W. Fosbery, Route 3, Grants Pass, Oregon:

Claimant is successor to Leonard Orchards Co. whose inchoate rights to the use of water from the Applegate River are set out in the Rogue River Decree on Page 49, Column 1, under Proof 702, as follows: "Priority Feb., 1898; 14.00 second feet; for Irrigation of 840 acres, and Stock; Miller ditch; Description of place of use: Irrigated, 380 acres; 40 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 80 acres in W $\frac{1}{2}$ SE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 35 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 35 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19; 25 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30; To be irrigated, 460 acres; 30 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 30 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19; 10 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 35 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 30 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W. W. M.; 40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25; 30 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 30 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 30 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 36 S., R. 7 W. W. M., Josephine County, Oregon.

"Priority Jan., 1909; 5.34 second feet; for Irrigation of 320 acres; Miller ditch; Description of place of use: Irrigated, 35 acres; 20 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; 10 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W. W. M.; To be irrigated, 285 acres; 40 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; 30 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 35 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W. W. M.; 80 acres in E $\frac{1}{2}$ SE $\frac{1}{4}$; 40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 36 S., R. 7 W. W. M., Josephine County, Oregon."

On December 12, 1921, the above rights were amended by order of the State Water Board as set out in Special Order Record of the State Engineer, Volume 1, Page 23, as follows:

"This matter coming on before the State Water Board for consideration at this time, and it appearing that by decree of the Circuit Court for Jackson County dated April 26, 1919, the Leonard Orchards Company, predecessor of the petitioner herein, was awarded water rights from Applegate River (page 49, column 1); that through error an excessive acreage was allowed water rights in certain sub-divisions, while other sub-divisions were not allowed sufficient rights; and that the record should therefore be corrected: NOW, THEREFORE, it is hereby ORDERED that the waters awarded to 5 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19, T 36 S. R. 6 W. under date of 1898, may be applied to the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said section; that the waters awarded to 5 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, T 36 S. R. 6 W. under date of 1909, may be applied to the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said section; and that the waters awarded to 15 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, T 36 S. R. 6 W., under date of 1898, may be applied to the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, T 36 S. R. 7 W. W. M."

In so far as the tracts in question are concerned, the findings herein are based on the foregoing special order and it is recommended that said special order be approved.

Claimant has submitted proofs wherein it asserts a vested right under priority date of February, 1898, for stock use and for the irrigation of 385.2 acres and claims that an inchoate right has been completed under said priority date of 1898 for stock use and for irrigation to the extent of 184.6 acres located as follows: 40 acres (vested) in SW $\frac{1}{4}$ NE $\frac{1}{4}$;

40 acres (vested) in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres (vested), 27.3 acres (inchoate) in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres (vested) in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 39.1 acres (vested) in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres (vested) in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 39.1 acres (vested) in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 35 acres (vested) in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 15.4 acres (inchoate) in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 35 acres (vested) in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 14.2 acres (inchoate) in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 38.3 acres (inchoate) in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19; 25 acres (vested) in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres (vested), 5 acres (inchoate) in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 37 acres (vested) in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres (vested), 4.2 acres (inchoate) in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres (vested) in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 22.6 acres (inchoate) in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres (vested), 1.8 acres (inchoate) in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W., W. M.; 12.4 acres (inchoate) in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25; 36.1 acres (inchoate) in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 0.4 acre (inchoate) in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 6.9 acres (inchoate) in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 2.2 acres (inchoate) in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 36 S., R. 7 W., W. M.

Claimant has also submitted proofs wherein it asserts a vested right under priority date of January, 1909, for the irrigation of 20 acres and claims that an inchoate right has been completed under said priority date of January, 1909, for irrigation to the extent of 213.5 acres located as follows: 20 acres (vested), 18.2 acres (inchoate) in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 37.2 acres (inchoate) in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; 29 acres (inchoate) in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 24 acres (inchoate) in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W., W. M.; 32.6 acres (inchoate) in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 39.5 acres (inchoate) in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 33 acres (inchoate) in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 36 S., R. 7 W., W. M.

The claimant is in error in claiming the above as vested rights in that they were all allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant in the proofs also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. The areas found irrigated by said survey are considered in these findings as the areas reclaimed and irrigated under and in accordance with the Rogue River Decree and are taken as the basis for the allowance made herein.

Claimant is not allowed herein a right under the above-stated inchoate rights to the use of water from the Applegate River under dates of priority of February, 1898, and January, 1909, for the irrigation of the following lands set out in the proofs: 12.6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 22.3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 5.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, Tp. 36 S., R. 6 W., W. M., and 16.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 32.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 36 S., R. 7 W., W. M. It appears from the proofs that the foregoing lands were not irrigated until 1927 which does not constitute a completion of the inchoate right here in question.

Claimant is allowed a right to the use of 7.67 cubic feet per second of water from Applegate River, through Miller Ditch, with a priority of February, 1898, for stock use and for the irrigation of 460.4 acres located as follows:

3.0 acres in Lot 3 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
 37.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 5.4 acres in Lot 2 (SE $\frac{1}{4}$ NE $\frac{1}{4}$)
 14.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 2.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
 16.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
 40.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 39.1 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 31.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
 24.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
 40.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
 39.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
 35.9 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 19;
 21.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 37.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 15.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 5.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 22.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 6.8 acres in N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$
 10.0 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 30,
 Tp. 36 S., R. 6 W., W. M.

2.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 24;
 12.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 25,
 Tp. 36 S., R. 7 W., W. M.,
 Josephine County, Oregon

Claimant is also allowed a right to the use of 3.28 cubic feet per second of water from Applegate River, through Miller Ditch, with a priority of January, 1909, for the irrigation of 196.6 acres located as follows:

37.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
 38.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 19;
 3.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 34.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 24.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
 4.2 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 30,
 Tp. 36 S., R. 6 W., W. M.
 23.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
 33.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 24,
 Tp. 36 S., R. 7 W., W. M.,
 Josephine County, Oregon

191.

John H. Letteken, Provolt, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 49, Column 2, under Proof 690, as follows:
 "Priority 1906; 0.25 second foot; for Irrigation of 12 $\frac{1}{2}$ acres; New Berryman ditch; Description of place of use: Irrigated, 10 acres; 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; To be Irrigated, 2 $\frac{1}{2}$ acres; 2 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

82447

Claimant has submitted proof wherein he states that he has completed said inchoate right to the extent of 12.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.25 cubic foot per second of water from Applegate River, through New Berryman Ditch, with a priority of 1906, for the irrigation of:

12.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 18,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount allowed in the Rogue River Decree.

192.

J. L. Helms, Grants Pass, Oregon:

Claimant is successor in part to K. M. C. Neill whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 2, under Proof 670, as follows: "Priority Feb., 1897; 3.41 second feet; for Irrigation of 170 $\frac{1}{2}$ acres; Jess ditch; Description of place of use: Irrigated, 8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 18 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 33 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W. W. M.; To be irrigated, 28 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 29 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 34 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 79.5 acres, to-wit: 8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 18.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 33 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant also states that said inchoate right has been completed by irrigation to the extent of 93.8 acres, to-wit: 18 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 14.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 23.7 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 37.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M.

Claimant in his proof does not accept the map prepared from a survey made in August, 1936, under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom but has submitted a map which purports to show correctly the lands irrigated by the claimant. An investigation made in May, 1939, under the direction of the State Engineer found that said map includes an area of 8 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 1.2 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M., which is in brush and trees and not reclaimed and irrigated so as to constitute a completion of the inchoate right as contemplated in the Rogue River Decree. Said map submitted by claimant shows an irrigated area of only 12.7 acres

in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 31, instead of 20 acres as claimed in the proof. Therefore, allowance will be made herein for said 12.7 acres, being considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 3.14 cubic feet per second of water from Applegate River, through Jess Ditch, with a priority of February, 1897, for the irrigation of 156.8 acres located as follows:

18.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
23.7 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
both lying South of the following line which bounds the K. M. C. Neill property in S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M.:
Beginning at a point on the West line of the NE $\frac{1}{4}$ of said Sec. 31, 1,682 feet South of the NE $\frac{1}{4}$ corner of said Sec. 31; thence South 45° 21' East 222.7 feet; South 61° 14' East 207.2 feet; South 51° 36' East 273.5 feet; South 27° 24' East 46.7 feet; South 63° 47' East 167.8 feet; North 5° 17' East 140.4 feet; North 29° 47' West 378.4 feet; North 25° 14' East 150 feet; North 76° 13' East 100.7 feet; South 78° 20' East 874.3 feet; North 1° 18' West to the North line of S $\frac{1}{2}$ NE $\frac{1}{4}$ of said Sec. 31; thence West along said North line to the NW corner of said S $\frac{1}{2}$ NE $\frac{1}{4}$; thence South 362 feet, more or less, to the point of beginning;
33.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
31.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
37.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
12.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 31,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon

(For allowance made claimant for the use of water from the Applegate River through Murphy Ditch, see Paragraph 181 supra.)

(For allowance made claimant for the use of water from the Applegate River through Red Bluff Ditch, see Paragraph 210 infra.)

193.

K. M. C. Neill and Ada Louise Neill, Ardenraig, Grants Pass, Oregon:

Claimants were allowed an inchoate right to the use of water from the Applegate River which is set out in Paragraph 192 next preceding.

Claimants have submitted proof wherein they state that they have completed said inchoate right by irrigation to the extent of 5.7 acres, to-wit: 4.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. A careful check of the computations of the irrigated areas found by said survey shows 3.5 acres in that part of SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 1.2 acres in that part of SE $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 31, described below, which will be considered in these findings as the area reclaimed and irrigated by the claimants in so far as the tract in question is concerned.

Claimants are allowed a right to the use of 0.09 cubic foot per second of water from Applegate River, through Jess Ditch, with a priority of February, 1897, for the irrigation of 4.7 acres located as follows:

3.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
1.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
all in that part of S $\frac{1}{2}$ NE $\frac{1}{4}$

Sec. 31,

lying North of the following-described line:

Beginning at a point 1,682 feet South of the N $\frac{1}{4}$ corner of said Sec. 31; thence South 45° 21' East 222.7 feet; thence South 61° 14' East 207.2 feet; thence South 51° 36' East 273.5 feet; thence South 27° 24' East 46.7 feet; thence South 63° 47' East 167.8 feet; thence North 5° 17' East 140.4 feet; thence North 29° 47' West 378.4 feet; thence North 25° 14' East 150.0 feet; thence North 76° 13' East 100.7 feet; thence South 78° 20' East 874.3 feet; thence North 1° 18' West to the North line of the S $\frac{1}{2}$ NE $\frac{1}{4}$ of said Sec. 31,

Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon

194.

John Offenbacher, Ruch, Oregon:

Claimant is successor to John and Fred Offenbacher whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 2, under Proof 697, as follows: "Priority 1908; 0.28 second foot; for irrigation of 14 acres; Fowler or Offenbacher ditch; Description of place of use: To be irrigated, 7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 38 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 14 acres, to-wit: 7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 38 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.28 cubic foot per second of water from Applegate River, through Fowler or Offenbacher Ditch, with a priority of 1908, for the irrigation of 14 acres located as follows:

8.4 acres in D.L.C. 39 (7.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and
1.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$)

5.6 acres in Lot 7 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)

Sec. 30,

Tp. 38 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

A. C. Harmon, Murphy, Oregon:

Claimant is successor to Mrs. N. E. Osborn whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 2, under Proof 699, as follows: "Priority Feb., 1899; 0.60 second foot; for Irrigation of 30 acres; North Side ditch; Description of place of use: Irrigated, 10 acres; 10 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; To be irrigated, 20 acres; 20 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; all in Sec. 21, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 13.6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.27 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of:

13.6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 21,
 Tp. 37 S., R. 5 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

Jess York, Murphy, Oregon:

Claimant is successor to the Oscar Creek Consolidated Mining Co. whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 2, under Proof 700, as follows: "Priority Feb., 1899; 0.20 second foot; for Irrigation of 10 acres; North Side ditch; Description of place of use: Irrigated, 8 acres; 4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22; 4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; To be irrigated, 2 acres in same subdivisions; all in Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof claimant states that said inchoate right has been completed by irrigation to the extent of 8 acres, to-wit: 5.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and 2.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Under the provisions of the aforesaid special order of the State Engineer, allowance will be made herein only for that part of the lands designated as irrigated in the Rogue River Decree which was found to be irrigated by said survey made under the direction of the State Engineer.

Claimant is allowed a right to the use of 0.14 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of 6.8 acres located as follows:

4.0 acres in $SE\frac{1}{4}$ $SE\frac{1}{4}$
Sec. 21;
2.8 acres in $SW\frac{1}{4}$ $SW\frac{1}{4}$
Sec. 22,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon

(For right allowed claimant to the use of water from Applegate River through Laurel Hill Ditch, see Paragraph 147.)

197.

Estate of Nancy Pernoll, c/o Jno. W. Pernoll, Applegate, Oregon:

Claimant is successor to Nancy Pernoll whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 2, under Proof 704, as follows: "Priority 1906; 0.60 second foot; for Irrigation of 30 acres; S. H. Cook ditch; Description of place of use: To be irrigated, 30 acres; 30 acres in $S\frac{1}{2}$ $NE\frac{1}{4}$; $NE\frac{1}{4}$ $SE\frac{1}{4}$, Sec. 7; $NW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 16, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

It appears that an error was made in the original decree in showing the $S\frac{1}{2}$ $NE\frac{1}{4}$ and $NE\frac{1}{4}$ $SE\frac{1}{4}$ as being located in Sec. 7, whereas said land in fact is located in Sec. 17, Tp. 38 S., R. 4 W., W. M., and is so claimed in the proof. It is hereby recommended that the Rogue River Decree be corrected accordingly. The allowance here is made in conformity with said recommendation.

Claimant has submitted proof wherein it is stated that said inchoate right for irrigation has been completed to the extent of 30 acres, to-wit: 12.9 acres in $SW\frac{1}{4}$ $NE\frac{1}{4}$; 10.1 acres in $NE\frac{1}{4}$ $SE\frac{1}{4}$, Sec. 17; 7 acres in $NW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 16, Tp. 38 S., R. 4 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.60 cubic foot per second of water from Applegate River, through S. H. Cook Ditch, with a priority of 1906, for the irrigation of 30 acres located as follows:

7.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 16;
12.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
10.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 17,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

198.

W. N. Carl, Murphy, Oregon:

Claimant is successor to August Rehkopf whose inchoate right to the use of water from the Applegate River through New Berryman Ditch is set out in the Rogue River Decree on Page 49, Columns 2 and 3, under Proof 693, as follows: "Priority 1906; 1.61 second feet; for Irrigation of 80 $\frac{1}{2}$ acres, and Stock use; New Berryman ditch; Description of place of use: Irrigated, 14 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 1 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 1 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 7 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W. W. M.; To be irrigated, 3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 38 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 2 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 24 acres, to-wit: 14 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 1 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 1 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 7 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant in his proof further states that said inchoate right has been completed for stock use and by irrigation to the extent of 33.4 acres, to-wit: 3 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 16.1 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 3 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 2 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 8.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W., W. M. Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of 35 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, said Sec. 17, of which 28 acres are irrigated through Bridge Point Ditch (see Paragraph 113 supra). Allowance will be made herein only for the remaining 7 acres reclaimed and irrigated through New Berryman Ditch in so far as the tract in question is concerned.

That part of claimant's property located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 17, contains 3.82 acres, more or less, according to the description given in the proof which will be considered herein as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.93 cubic foot per second of water from Applegate River, through New Berryman Ditch, with a priority of 1906, for stock use and for the irrigation of 46.7 acres located as follows:

7.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows:

Beginning at the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17; thence West 11 chains; thence North 46° West 22.11 chains to the true point of beginning; thence North 46° 45' East 9.90 chains; thence North 38° 15' West 4.02 chains; thence North 45° East 19.02 chains; thence West 29.83 chains to the West line of said Sec. 17; thence South 13.45 chains to the center of the county road; thence Southwesterly along the center of said county road to the point of beginning;

17.1 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows:

Commencing at an iron pipe set for a corner on the quarter line being 20 chains South and 7.65 chains East from the quarter section corner between Secs. 17 and 18, Tp. 38 S., R. 4 W., W. M., in Jackson County, Oregon, and running thence East 12.35 chains to the SE corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 8.50 chains to a pipe in center of county road; thence North 46° West in center of county road 17 chains, more or less, to an iron pipe for a corner; thence South 20.83 chains to the place of beginning, containing 17.87 acres, more or less;

3.8 acres in that part of NE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows:

Commencing at the SW corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, Tp. 38 S., R. 4 W., W. M., in Jackson County, Oregon, and running thence East 9 chains; thence North 46° West along the center of the county road 13 chains, more or less, to an iron pipe for a corner; thence South 8.50 chains to the place of beginning, containing 3.82 acres, more or less;

10.0 acres in Lot 3 (SE $\frac{1}{4}$ SW $\frac{1}{4}$)

8.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 17,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

(For right allowed claimant for the use of water from Applegate River through Bridge Point Ditch, see Paragraph 113 supra.)

199.

Flossie Rexford Carl, Murphy, Oregon:

Claimant is successor to Mrs. Alice Rexford whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 3, under Proof 710, as follows: "Priority 1906; 0.22 second foot; for Irrigation of 11 acres; S. H. Cook ditch; Description of place of use: To be irrigated, 11 acres; 11 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 8, and in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 23.5 acres, to-wit: 11 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 12.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Tp. 38 S., R. 4 W., W. M. Claimant is in error in claiming 12.5 acres in said NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, under an inchoate right, said tract being covered only by a vested right which is set out in the Rogue River Decree on Page 22, Column 2, under the name of Elmer J. Brown.

Claimant is allowed a right to the use of 0.22 cubic foot per second of water from Applegate River, through S. H. Cook Ditch, with a priority of 1906, for the irrigation of:

11 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 17,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount allowed in the Rogue River Decree under the above-stated inchoate right.

(For claimant's right to the use of water from the Applegate River through Bridge Point Ditch, see Paragraph 115 supra.)

200.

Laurel M. Vermaas, Murphy, Oregon:

Claimant is successor to I. G. Roberts whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 3, under Proof 711, as follows: "Priority 1908; 0.60 second foot; for Irrigation of 30 acres; Roberts ditch; Description of place of use: To be irrigated, 30 acres; 15 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant's predecessor, I. G. Roberts, was also allowed a vested right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 23, Column 3, as follows: "Priority 1886; 0.75 second foot; for Irrigation of 30 acres; Hoxie or Roberts ditch; Description of place of use: 15 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 9 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 38 S., R. 4 W., W. M., described as follows: Beginning at a point 845 feet North of the S $\frac{1}{4}$ corner of Sec. 6, Tp. 38 S., R. 4 W., W. M.; thence West 170 feet; thence South 29° 30' East 115 feet; thence West to the West line of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6; thence North 322 feet; thence East to the East line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6; thence South 222 feet to the place of beginning, containing 9.42 acres, more or less.

It appears that the claimant's proportionate share of the foregoing vested right is sufficient to cover the 9 acres within the boundaries of the above-described property as claimed in the proof and, therefore, no additional right in completion of the said inchoate right is herein allowed.

201.

Bertha B. Drake, Route 1, Murphy, Oregon:

Claimant is successor in part to I. G. Roberts whose inchoate right to the use of water from the Applegate River is set out in Paragraph 200 next preceding.

Claimant has submitted proof wherein she states that no land has been reclaimed and irrigated under the above inchoate right, and no allowance is herein made therefor.

Gladys Rose Throckmorton, Applegate, Oregon:

Claimant was allowed an inchoate right to the use of water from the Applegate River which is set out in the Rogue River Decree on Page 49, Column 3, under Proof 694, as follows: "Priority 1906; 1.97 second feet; for Irrigation of 98½ acres; New Berryman ditch; Description of place of use: Irrigated, 22 acres in SW¼ NE¼; 1 acre in SE¼ NE¼; 3 acres in NW¼ SE¼, Sec. 21; To be irrigated, 72½ acres as follows: 7½ acres in SE¼ NE¼; 8 acres in SW¼ NE¼; 30 acres in SE¼ NW¼; 7 acres in NE¼ SW¼, Sec. 21; 11 acres in SW¼ NW¼; 9 acres in NW¼ SW¼, Sec. 22, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that she has completed said inchoate right for irrigation to the extent of 89.5 acres, to-wit: 29.1 acres in SW¼ NE¼; 5.3 acres in SE¼ NE¼; 3 acres in NW¼ SE¼; 26.5 acres in SE¼ NW¼; 7 acres in NE¼ SW¼, Sec. 21; 12.5 acres in SW¼ NW¼; 6.1 acres in NW¼ SW¼, Sec. 22, Tp. 38 S., R. 4 W., W. M. Claimant is in error in including 11.5 acres in SW¼ NW¼, Sec. 22, in her claim under the above-stated inchoate right as said area is covered by a vested right allowed Gladys Rose in the Rogue River Decree on Page 23, Column 3, under Proof 694. Allowance is made herein for 0.8 acre only in said SW¼ NW¼, Sec. 22, as the area found by a survey made under the direction of the State Engineer to be reclaimed and irrigated in completion of the above-stated inchoate right.

Said survey made under the direction of the State Engineer found an irrigated area of only 2 acres in NW¼ SE¼, Sec. 21, and not 3 acres as claimed in the proof. Said 2 acres will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 1.54 cubic feet per second of water from Applegate River, through New Berryman Ditch, with a priority of 1906, for the irrigation of 76.8 acres located as follows:

29.1 acres in SW¼ NE¼
 5.3 acres in SE¼ NE¼
 26.5 acres in SE¼ NW¼
 7.0 acres in NE¼ SW¼
 2.0 acres in NW¼ SE¼
 Sec. 21;
 0.8 acre in Lot 5 (SW¼ NW¼)
 6.1 acres in that part of D.L.C.
 38, lying West of Thompson
 Creek (NW¼ SW¼)
 Sec. 22,
 Tp. 38 S., R. 4 W., W. M.,
 Jackson County, Oregon

Above descriptions are amended to conform with the United States land survey.

Ellen G. Hanson, Box 6, Tracyton, Washington:

Claimant is successor to W. J. Russell whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 3, under Proof 714, as follows: "Priority Feb., 1899; 1.26 second feet; for Irrigation of 75½ acres; North Side ditch; Description of place of use: Irrigated, 16½ acres; 12½ acres in NE¼ NE¼; 4 acres in NW¼ NE¼, Sec. 20; To be irrigated, 59 acres; 22½ acres in NE¼ NE¼; 21½ acres in NW¼ NE¼; 15 acres in NE¼ NW¼, Sec. 20, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 34.9 acres, to-wit: 19.2 acres in NE¼ NE¼; 10.6 acres in NW¼ NE¼; 5.1 acres in NE¼ NW¼, Sec. 20, Tp. 37 S., R. 5 W., W. M.

Claimant is allowed a right to the use of 0.58 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of 34.9 acres located as follows:

19.2 acres in NE¼ NE¼
 10.6 acres in NW¼ NE¼
 5.1 acres in NE¼ NW¼
 Sec. 20,
 Tp. 37 S., R. 5 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

Ira W. May, Route 3, Grants Pass, Oregon:

Claimant is successor to Charles Smith whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 3, under Proofs 717-718, as follows: "Priority Oct., 1900; 0.70 second foot; for Irrigation of 35 acres; Red Bluff ditch; Description of place of use: Irrigated, 20 acres; 15 acres in NW¼ NW¼; 5 acres in SE¼ NW¼, Sec. 29; To be irrigated, 15 acres; 15 acres in NW¼ NW¼, Sec. 29, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 19.8 acres in NW¼ NW¼ and 5 acres in SE¼ NW¼, Sec. 29, Tp. 36 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.50 cubic foot per second of water from Applegate River, through Red Bluff Ditch, with a priority of October, 1900, for the irrigation of 24.8 acres located as follows:

19.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 29,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon

The inchoate right which is found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

205.

Samuel Smith, Route 1, Box 122, Murphy, Oregon:

Claimant is successor to Sam Smith and M. McLeod whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 49, Column 3, and Page 50, Column 1, under Proof 719, as follows: "Priority Feb., 1899; 0.67 second foot; for Irrigation of 40 acres; North Side ditch; Description of place of use: Irrigated, 21 acres; 21 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; To be irrigated, 19 acres; 19 acres in Sec. 21, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 33.2 acres, to-wit: 4.4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 28.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.55 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of 33.2 acres located as follows:

4.4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
28.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 21,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

206.

Ella A. Snively, Route 3, Grants Pass, Oregon:

Claimant is successor in part to Susie Smith whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 1, under Proof 720, as follows: "Priority Feb., 1899; 0.50 second foot; for Irrigation of 25 acres; North Side ditch; Description of place of use: Irrigated, 15 acres; 8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18; To be irrigated, 10 acres, in same subdivisions; all in Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 11 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 5 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.22 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of:

11 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,
being within the following-described tract:
Beginning at a point 30 rods North of the center of Sec. 18,
Tp. 37 S., R. 5 W., W. M.; thence East 80 rods to the East
line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said section; thence South 30 rods;
thence West 80 rods to the center of said Sec. 18; thence
North to the place of beginning,

being the full amount claimed in the proof.

207.

David G. Snively, Route 3, Box 996, Grants Pass, Oregon:

Claimant is successor in part to Susie Smith whose inchoate right to the use of water from the Applegate River is set out in Paragraph 206 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 14 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.28 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of:

14 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

Fred Lichens, Provolt, Oregon:

Claimant is successor to Mrs. L. M. Spencer whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 1, under Proof 695, as follows: "Priority 1906; 2.43 second feet; for Irrigation of 121½ acres; New Berryman ditch; Description of place of use: Irrigated, 70½ acres as follows: 18 acres in NW¼ SE¼; 15½ acres in SW¼ SE¼; 25 acres in NE¼ SW¼; 12 acres in SE¼ SW¼, Sec. 12; To be irrigated, 51 acres as follows: 18½ acres in NW¼ SE¼; 24½ acres in SW¼ SE¼; 7 acres in SE¼ SW¼; 1 acre in NE¼ SW¼, Sec. 12, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for irrigation to the extent of 70.5 acres, to-wit: 18.0 acres in NW¼ SE¼; 15.5 acres in SW¼ SE¼; 25 acres in NE¼ SW¼; 12 acres in SE¼ SW¼, Sec. 12, Tp. 38 S., R. 5 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant further states that he has completed the said inchoate right to the extent of 51 acres, to-wit: 16.7 acres in NW¼ SE¼; 24.4 acres in SW¼ SE¼; 9.9 acres in SE¼ SW¼ in said Sec. 12.

A survey made under the direction of the State Engineer found an irrigated area of only 116.9 acres in the NW¼ SE¼, SW¼ SE¼, NE¼ SW¼, and SE¼ SW¼, Sec. 12, Tp. 38 S., R. 5 W., W. M. Said area of 116.9 acres will be considered in these findings as the area reclaimed and irrigated in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 2.34 cubic feet per second of water from Applegate River, through New Berryman Ditch, with a priority of 1906, for the irrigation of 116.9 acres located as follows:

24.9 acres in Lot 4 (NE¼ SW¼)
 17.4 acres in SE¼ SW¼
 34.7 acres in Lot 3 (NW¼ SE¼)
 39.9 acres in SW¼ SE¼
 Sec. 12,
 Tp. 38 S., R. 5 W., W. M.,
 Josephine County, Oregon

Above descriptions are amended to conform with the United States land survey.

To the extent of 22 acres in Lot 4, 15 acres in SE¼ SW¼, and 4 acres in Lot 3, the foregoing right supplements the vested right allowed the predecessor to the claimant to the use of water from Williams Creek which is set out in the Rogue River Decree on Page 26, Column 3, under Proof 823, as follows: "Priority 1875; 0.69 second foot; for Irrigation of 41 acres; Spencer ditch; Description of place of use: 22 acres in NE¼ SW¼; 15 acres in SE¼ SW¼; 4 acres in NW¼ SE¼, Sec. 12, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.02 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second per acre for each acre irrigated during the irrigation season.

209.

E. H. Taylor, Jesse Taylor, and Laura Taylor, Ruch, Oregon:

Claimants are successors to H. H. Taylor whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 1, under Proof 723, as follows: "Priority 1908; 0.98 second foot; for Irrigation of 49 acres; Sturgis or Hamilton ditch; Description of place of use: To be irrigated, 4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 17 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 18 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Tp. 39 S., R. 3 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 49 acres, to-wit: 17 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 18 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Tp. 39 S., R. 3 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.98 cubic foot per second of water from Applegate River, through Sturgis or Hamilton Ditch, with a priority of 1908, for the irrigation of:

49 acres in Lots 3 and 4 and that part of D.L.C. 47, lying West of Applegate River, (4.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 17.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 9.3 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ and Lot 4; 18.7 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ and Lot 3, West of the Applegate River)
Sec. 4,
Tp. 39 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey. The inchoate rights which are found to be completed herein are fixed to conform with the irrigated areas as explained in Paragraph 7.

210.

J. L. Helms, Route 2, Grants Pass, Oregon:

Claimant is successor to John Twohy whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 1, under Proof 724, as follows: "Priority Oct., 1900; 2.40 second feet; for Irrigation of 120 acres; Red Bluff ditch; Description of place of use: Irrigated, 30 acres; 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29; 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30; To be irrigated, 90 acres; 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30; 30 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 97.3 acres, to-wit: 40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29; 32.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 25.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W., W. M. A survey made under the direction of the State Engineer in August, 1936, and a further investigation made in January, 1939, found no evidence of irrigation in SE $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 30; therefore, no allowance will be made herein in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 1.44 cubic feet per second of water from Applegate River, through Red Bluff Ditch, with a priority of October, 1900, for the irrigation of 72 acres located as follows:

40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 29;
32 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 30,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon

(For right allowed claimant for the use of water from the Applegate River through Murphy Ditch, see Paragraph 181 supra.)

(For right allowed claimant for the use of water from the Applegate River through Jess Ditch, see Paragraph 192 supra.)

211.

H. D. Blanchard, Murphy, Oregon:

Claimant is successor to W. H. and H. P. Vedder whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 1, under Proof 725, as follows: "Priority Feb., 1899; 0.80 second foot; for Irrigation of 40 acres; North Side ditch; Description of place of use: Irrigated, 36 acres; 17 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 19 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20; To be irrigated, 4 acres; 4 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof claimant states that said inchoate right has been completed by irrigation to the extent of 20.2 acres, to-wit: 10 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 10.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 5 W., W. M., Josephine County, Oregon.

Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.40 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of 20.2 acres located as follows:

10.0 acres in $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$
10.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 20,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

212.

G. H. Meek, Murphy, Oregon:

Claimant is successor in part to W. H. and H. P. Vedder whose inchoate right to the use of water from the Applegate River is set out in Paragraph 211 next preceding.

By a special order of the State Engineer, dated September 16, 1925, recorded in Volume 1, Page 215, Special Order Record of the State Engineer, the above-stated inchoate right was amended as follows:

"* * * That by the decree of the Circuit Court of the State of Oregon for Jackson County dated Apr. 26, 1919, in the matter of the determination of rights to the waters of Rogue River and its tributaries, water rights were allowed in the name of W. H. and H. P. Vedder from Applegate River, for the irrigation of 17 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 19 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, T. 37 S. R. 5 W. W. M. through the North Side ditch with date of priority of 1899 (Order Record of State Water Board, Vol. 4, p. 50); that said lands and water rights were later sold to H. D. Blanchard; that a recent survey shows that about 3 acres of said irrigated land is over the line in the SW $\frac{1}{4}$ of Section 17 to the north, owned by W. H. Vedder; that said W. H. Vedder after discovering this fact has purchased from H. D. Blanchard the water right for said 3 acres and a proportionate interest in the North Side ditch, as shown by a certain conveyance from H. D. & Stella A. Blanchard to W. H. Vedder dated August 28, 1925, and recorded in Volume 2 at p. 256 of Miscellaneous Records of the State Engineer;

"And it further appearing that the records pertaining to such water right should be corrected accordingly, NOW, THEREFORE,

"It is hereby ORDERED that the records of the State Engineer as to the water right for $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and $\frac{1}{2}$ acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 20, T. 37 S. R. 5 W. W. M. as adjudicated to and being a part of said 17 acres and 19 acres as above described, be and the same are hereby corrected to read ' $\frac{1}{2}$ acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and $\frac{1}{2}$ acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17, T. 37 S. R. 5 W. W. M.'"

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Special Order Record, Volume 3, Page 368, and set out herein in Paragraph 4 supra. In said proof claimant states that said inchoate right as amended has been completed by irrigation to the extent of 1.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Tp. 37 S., R. 5 W., W. M. Claimant also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.03 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of:

1.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 17,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

Ray Offenbacher and Maybelle Offenbacher, Ruch, Oregon:

Claimants are successors in part to W. H. Venable whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 1, under Proof 726, as follows: "Priority 1902; 1.46 second feet; for Irrigation of 73 acres; Goodwill ditch; Description of place of use: Irrigated, 41 acres; 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 13 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 18 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; To be irrigated, 32 acres; 5 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$; 27 acres in N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 3 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 15 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 3 W., W. M. Claimants later submitted an amendment to their proof so as to include 11.9 acres in W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 3 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants in their proof further assert a right under State Engineer's Permit No. 12809, to the use of water for the irrigation of an additional 6.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 0.5 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 3 W., W. M. The right to irrigate said lands is evidenced by certificate of water right recorded at Page 12048, Volume 11, State Record of Water Right Certificates, in the office of the State Engineer; is fully covered thereby, and no allowance is herein made therefor.

Claimants are allowed a right to the use of 0.54 cubic foot per second of water from Applegate River, through Goodwill Ditch, with a priority of 1902, for the irrigation of 26.9 acres located as follows:

15.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 11.9 acres in W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 29,
 Tp. 38 S., R. 3 W., W. M.,
 Jackson County, Oregon

Bessie Smith, Ruch, Oregon:

Claimant is successor in part to W. H. Venable whose inchoate right to the use of water from the Applegate River is set out in Paragraph 213 next preceding.

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 3.6 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 3 W., W. M. Claimant also asserts a vested right for the irrigation of 31 acres, to-wit: 13 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 18 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 3 W., W. M. In this the claimant is in error in that the right in question was allowed in the Rogue River Decree under the provisions of Paragraph 7 which includes only inchoate rights.

Claimant in her proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 12.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 10 acres in E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, which will be considered in these findings as the area reclaimed and irrigated in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 0.45 cubic foot per second of water from Applegate River, through Goodwill Ditch, with a priority of 1902, for the irrigation of 22.7 acres located as follows:

12.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
10.0 acres in E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 29,
Tp. 38 S., R. 3 W., W. M.,
Jackson County, Oregon.

215.

Rosanna Benner, Route 3, Box 998, Grants Pass, Oregon:

Claimant is successor to W. G. White whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 1, under Proof 706, as follows: "Priority Feb., 1899; 0.16 second foot; for Irrigation of 8 acres; North Side ditch; Description of place of use: To be irrigated: 8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 4.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 5 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water from Applegate River, through North Side Ditch, with a priority of February, 1899, for the irrigation of:

4.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

216.

Wilderville Irrigation Co., Wilderville, Oregon:

Under the Rogue River Decree, the above-named Wilderville Irrigation Co. was allowed an inchoate right to the use of water from the Applegate River which is set out on Page 50, Columns 1 and 2, under Proof 727, as follows: "Priority Feb., 1899; 15.98 second feet; for Irrigation of 799 acres; Wilderville ditch; * * * Total irrigated, 327 acres; total to be irrigated, 472 acres." This is followed by a list of landowners, together with the lands under said ditch irrigated and to be irrigated.

Proofs have been submitted by persons, firms, and corporations under the foregoing inchoate right allowed the Wilderville Irrigation Co., claiming water for the irrigation of 533.55 acres. The several rights allowed herein to the claimants submitting said proofs aggregate 475 ⁴⁷⁵ cubic feet per second for the irrigation of 475.15 acres.

The following are statements of the claims contained in said proofs, together with the lands owned and irrigated by each claimant under the above inchoate right and the allowance made thereon.

217.

Richard C. Gaines, Wilderville, Oregon:

Claimant is successor to Adeline Close whose land, covered by the above-stated inchoate right of the Wilderville Irrigation Co., is set out in the Rogue River Decree on Page 50, Column 2, under Proof 728, as follows: "Irrigated, 38 acres; 15 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 23 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6; To be irrigated, 22 acres; 22 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In his proof claimant states that said inchoate right has been completed by irrigation to the extent of 46.7 acres, to-wit: 33.3 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 13.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Under the provisions of the aforesaid special order of the State Engineer, allowance will be made herein only for that part of the lands designated as irrigated in the Rogue River Decree which was found to be irrigated by the survey made under the direction of the State Engineer.

Claimant is allowed a right to the use of 0.57 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 28.4 acres located as follows:

15.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
13.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 6,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

218.

George Holland, Route 2, Grants Pass, Oregon:

Claimant is successor to Mrs. M. E. Holland whose land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River, is set out in the Rogue River Decree on Page 50, Column 2, under Proof 729, as follows: "Irrigated, 20 acres; 13 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 20 acres, to-wit: 13 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.40 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 20 acres located as follows:

12.7 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 6;
7.3 acres in that part of E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$
below the Wilderville Ditch
Sec. 7,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

219.

Ernest Loughridge, Route 2, Box 454, Grants Pass, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, is set out in the Rogue River Decree on Page 50, Column 2, under Proof 730, as follows: "Irrigated, 25 acres; 12 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; 13 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; To be irrigated, 55 acres; 28 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; 27 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for irrigation to the extent of 34.7 acres, to-wit: 16.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; 18.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M.

Claimant is allowed a right to the use of 0.69 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 34.7 acres located as follows:

16.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 5;
18.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 6,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

C. C. Robinson, Route 2, Box 455, Grants Pass, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River, is set out in the Rogue River Decree on Page 50, Column 2, under Proof 731, as follows: "Irrigated, 27 acres; 7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; To be irrigated, 21 acres; 9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 48 acres, to-wit: 17.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 30.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.96 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 48 acres located as follows:

17.2 acres in that part of SW $\frac{1}{4}$ NE $\frac{1}{4}$ and
30.8 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$,
all lying West of the Applegate River,
Sec. 6,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

K. K. Robinson, c/o Radburn Robinson, Route 2, Grants Pass, Oregon:

Claimant is successor to R. M. Robinson whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, are set out in the Rogue River Decree on Page 50, Column 2, under Proof 732, as follows: "Irrigated, 95 acres; 12 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 28 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 23 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 16 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; 7 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7. To be irrigated, 220 acres; 30 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 35 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 32 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 33 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 30 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 40 acres, to-wit: 11 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 19.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 9.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 7 acres in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ owned by the claimant and not 9.5 acres as claimed in the proof. Said area of 7 acres will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned. Said survey also found an irrigated area of only 10 acres in that part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ owned by the claimant and not 11 acres as claimed in the proof. Said area of 10 acres will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.73 cubic foot per second of water from Applegate River, through the Wilderville Ditch, with a priority of February, 1899, for the irrigation of 36.5 acres located as follows:

10.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$

19.5 acres in W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$

7.0 acres in E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$

all being within the following-described tract:

Beginning at the SW corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8, Tp. 37 S., R. 6 W., W. M.; running North 240 rods to the North line of Sec. 8; thence East 39 rods; thence South 240 rods; thence West 39 rods to beginning; less and excepting a strip of land 80 rods long by 20 rods wide off West side of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, said strip containing 10 acres,

Sec. 8,

Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

222.

Ennis Robinson, Route 2, Box 494, Grants Pass, Oregon:

Claimant is successor in part to R. M. Robinson whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River, are set out in Paragraph 221 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 8 acres in W $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.16 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of:

8 acres in W $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 8,

Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

Radburn Robinson, Route 2, Box 500, Grants Pass, Oregon:

Claimant is successor in part to R. M. Robinson whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River, are set out in Paragraph 221 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 58.45 acres, to-wit: 1-3/4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 21 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 19.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 1 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.17 cubic feet per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 58.45 acres located as follows:

1.75 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 15.00 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 21.00 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 all lying within a strip of land 41
 rods wide off the East side thereof;
 19.7 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$,
 lying West of the Applegate River;
 1.0 acre in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$,
 lying North of the county road running
 Easterly and Westerly
 Sec. 8,
 Tp. 37 S., R. 6 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

Estate of R. M. Robinson, S. E. Robinson, Administrator, Route 2, Box 510, Grants Pass, Oregon:

The lands of R. M. Robinson, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River, are set out in Paragraph 221 supra.

Proof has been submitted by S. E. Robinson, Administrator of the Estate of R. M. Robinson, Deceased, wherein it is stated that said inchoate right has been completed by irrigation to the extent of 5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Tp. 37 S., R. 6 W., W. M.

It appears that said 5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, are included in the proof submitted by Ennis Robinson and allowance was made therefor. (See Paragraph 222 supra.) No allowance is made herein under said proof submitted by S. E. Robinson, Administrator.

S. E. Robinson, Route 2, Box 510, Grants Pass, Oregon:

Claimant is successor in part to R. M. Robinson whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, are set out in Paragraph 221 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 73.9 acres, to-wit: 35.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 38.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 1.48 cubic feet per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 73.9 acres located as follows:

35.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
 38.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 8,
 Tp. 37 S., R. 6 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

J. R. Lindsay and Alice L. Lindsay, Route 2, Grants Pass, Oregon:

Claimants are successors in part to R. M. Robinson whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, are set out in Paragraph 221 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 1.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.03 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of:

1.5 acres in that part of SE $\frac{1}{4}$ NE $\frac{1}{4}$
 lying below the Wilderville Ditch
 Sec. 7,
 Tp. 37 S., R. 6 W., W. M.,
 Josephine County, Oregon,
 being within the following-described tract:

Beginning at the NW corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, Tp. 37 S., R. 6 W., W. M., in Josephine County, Oregon, and running thence South 229 feet; thence East 420 feet; thence North 88.75 feet; thence East 450 feet; thence North 140.25 feet to the North line of said legal subdivision; thence West 870 feet to the place of beginning,

being the full amount claimed in the proof.

227.

James P. Ward, 113 East 11th Street, Medford, Oregon:

Claimant is successor in part to R. M. Robinson whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, are set out in Paragraph 221 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 25 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.50 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of:

25 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$

Sec. 7,

Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

less and excepting those certain parcels of real estate conveyed to the Beaver Portland Cement Company for railroad right of way purposes, said parcel of land being more particularly described in Volume 55, Deed Records, at Pages 436-7, and in Volume 56, Deed Records, at Page 415, Records of Josephine County, Oregon, said excepted parcel containing approximately 1.5 acres; also less and excepting a tract of land conveyed to J. R. Lindsay and Alice Lindsay, being more particularly described as follows:

Beginning at the NW corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, and running thence South 229 feet; thence East 420 feet; thence North 88.75 feet; thence East 450 feet; thence North 140.25 feet to the North line of said legal subdivision; thence West 870 feet to the place of beginning, containing about 3.25 acres; also less and excepting the right of way of the county road across said described premises. Also subject to an easement for a roadway 20 feet in width granted to the said J. R. Lindsay and Alice Lindsay extending from the South line of the tract conveyed to said Lindsays to the county road as described in conveyance recorded in Volume 63, at Page 163, Deed Records of Josephine County, Oregon,

being the full amount claimed in the proof.

W. S. Robinson, Route 2, Grants Pass, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, is set out in the Rogue River Decree on Page 50, Column 2, under Proof 733, as follows: "Irrigated, 8 acres; $5\frac{1}{3}$ acres in $SW\frac{1}{4} SE\frac{1}{4}$; $2\frac{1}{3}$ acres in $SE\frac{1}{4} SE\frac{1}{4}$, Sec. 8; To be irrigated, 30 acres; 30 acres in $SW\frac{1}{4} SE\frac{1}{4}$, Sec. 8, all in Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for irrigation to the extent of 30.5 acres, to-wit: 28 acres in $SW\frac{1}{4} SE\frac{1}{4}$; 2.5 acres in $SE\frac{1}{4} SE\frac{1}{4}$, Sec. 8, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

An area of 20 acres in the $SW\frac{1}{4} SE\frac{1}{4}$, Sec. 8, above the Wilderville Ditch has a right to the use of water from the Applegate River by pumping into the Highland Ditch under certificate of water right recorded at Page 4921, Volume 5, State Record of Water Right Certificates. Water is secured for this area by pumping from the Applegate River and, therefore, only that irrigated area of 6.5 acres lying below the Wilderville Ditch will be considered in these findings as reclaimed and irrigated under the inchoate right allowed the claimant in the Rogue River Decree.

Claimant is allowed a right to the use of 0.18 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 9 acres located as follows:

6.5 acres in $SW\frac{1}{4} SE\frac{1}{4}$
2.5 acres in $SE\frac{1}{4} SE\frac{1}{4}$
Sec. 8,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

W. E. Kemp, Route 3, Box 668, Grants Pass, Oregon:

Claimant is successor to A. M. Ruttencutter whose land, covered by the above-stated inchoate right of the Wilderville Irrigation Co., is set out in the Rogue River Decree on Page 50, Column 2, under Proof 734, as follows: "Irrigated, 16 acres; 2 acres in $SE\frac{1}{4} SW\frac{1}{4}$; 12 acres in $SW\frac{1}{4} SE\frac{1}{4}$, Sec. 6; 2 acres in $NW\frac{1}{4} NE\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In his proof claimant states that said inchoate

right has been completed by irrigation to the extent of 16 acres, to-wit: 2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 12 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; 2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.32 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 16 acres located as follows:

2 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$
lying below the Wilderville Ditch
12 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 6;
2 acres in that part of W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$
lying below the Wilderville Ditch
Sec. 7,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

230.

Frank P. and Della Silva, Route 2, Grants Pass, Oregon:

Claimants are successors to Paul Ruttencutter whose land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, is set out in the Rogue River Decree on Page 50, Column 2, under Proof 735, as follows: "Irrigated, 30 acres; 30 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7; To be irrigated, 7 acres; 7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, all in Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 37 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed the right to the use of 0.74 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of:

37 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 7,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

N. A. McLeod. Grants Pass. Oregon:

Claimant is successor to Andrew E. Sheehan whose land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, is set out in the Rogue River Decree on Page 50, Columns 2 and 3, under Proof 736, as follows: "Irrigated, 23 acres; 4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W. W. M.; 2 $\frac{1}{2}$ acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 16 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W. W. M.; To be irrigated, 92 acres; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W. W. M.; 23 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 18 $\frac{1}{2}$ acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has called attention to the above-stated allowance of 10 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W., W. M. Claimant states that this tract was considerable distance from said Andrew E. Sheehan's land and was described in error and prays that it be corrected. The matter is, therefore, called to the attention of the Court with the recommendation that the description of the place of use of said right allowed Andrew E. Sheehan be changed to read "SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M." to conform with these findings.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 65.0 acres, to-wit: 13 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 5.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M.; 9.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 33.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 3.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 0.8 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 23 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ (of which 17 acres are irrigated from other sources, see Paragraphs 245 and 246 infra), all in Sec. 31, Tp. 36 S., R. 6 W., W. M.; also only 30.4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M. These will be considered in the findings as the areas reclaimed and irrigated in completion of said inchoate right in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 1.00 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 49.9 acres located as follows:

6.0 acres in that part of SW $\frac{1}{4}$ SW $\frac{1}{4}$
lying East of Slate Creek
0.8 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 31,
Tp. 36 S., R. 6 W., W. M.

30.4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
9.5 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$
lying East of Slate Creek
3.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 6,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

(For water rights from Slate Creek and Chapin Creek allowed that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M., and that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M., lying West of Slate Creek, see Paragraphs 245 and 246 infra.)

232.

W. T. Miller, Grants Pass, Oregon:

Claimant is successor in part to Andrew Sheehan whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co., are set out in Paragraph 231 supra.

Claimant has submitted proof wherein he asserts a right under certificate of water right recorded at Page 3254, Volume 4, State Record of Water Right Certificates, for the irrigation of 25 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M. Claimant in his proof makes no claim under the above-stated inchoate right and no allowance will be made herein in completion thereof.

233.

Don M. Flippin and Della D. Flippin, 2042 East 131st Street, Compton, California:

Claimants are successors to F. V. Stevenson whose land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, is set out in the Rogue River Decree on Page 50, Column 3, under Proof 737, as follows: "Irrigated, 26 acres; 26 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Tp. 37 S., R. 6 W. W. M.; To be irrigated, 12 acres; 12 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants are also successors in part to Elba Woodard whose land, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, is set out in the Rogue River Decree on Page 50, Column 3, under Proof 738, as follows: "Irrigated, 2 acres; 2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16; To be irrigated, 13 acres; 13 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate rights have been completed by irrigation to the extent of 15.3 acres, to-wit: 14.9 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 0.4 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.31 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of 15.3 acres located as follows:

14.9 acres in that part of E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
North of Wilderville Ditch
0.4 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$,
being a strip of land 16.5 feet wide on the West side of
the SE $\frac{1}{4}$ NW $\frac{1}{4}$ North of Wilderville Ditch
Sec. 16,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

234.

Lorraine (Larry) McCann, Route 2, Box 525, Grants Pass, Oregon:

Claimant is successor in part to F. V. Stevenson whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River, are set out in Paragraph 233 next preceding.

Claimant has submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In said proof claimant states that said inchoate right has been completed by irrigation to the extent of 10.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Tp. 37 S., R. 6 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.21 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of:

10.4 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 16,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

235.

Don M. Flippin and Della D. Flippin, 2042 East 131st Street, Compton, California:

For right allowed claimants as successors in part to Elba Woodard, see Paragraph 233 supra.

236.

Lora E. Robinson, Route 2, Box 532, Grants Pass, Oregon:

Claimant is successor in part to Elba Woodard whose lands, covered by the above-stated inchoate right of the Wilderville Irrigation Co. to the use of water from the Applegate River for irrigation through Wilderville Ditch, are set out in Paragraph 233 supra.

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 15 acres in SE $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 16, Tp. 37 S., R. 6 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.30 cubic foot per second of water from Applegate River, through Wilderville Ditch, with a priority of February, 1899, for the irrigation of:

15 acres in SE $\frac{1}{2}$ NW $\frac{1}{2}$
Sec. 16,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

237.

Mary E. Murray, Route 2, Grants Pass, Oregon:

Claimant is successor in part to Charles Woelffle whose inchoate right to the use of water from the Applegate River is set out in the Rogue River Decree on Page 50, Column 3, under Proof 703, as follows: "Priority Feb., 1898; 1.00 second foot; for Irrigation of 50 acres; Miller ditch; Description of place of use: Irrigated, 2 acres in NW $\frac{1}{2}$ SE $\frac{1}{2}$; 16 acres in SW $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 30; 2 acres in NE $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 31; To be irrigated, 8 acres in NW $\frac{1}{2}$ SE $\frac{1}{2}$; 18 acres in SW $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 30; 4 acres in NE $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 31, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 8 acres in SW $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 30, Tp. 36 S., R. 6 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.16 cubic foot per second of water from Applegate River, through Miller Ditch, with a priority of February, 1898, for the irrigation of:

8 acres in SW $\frac{1}{2}$ SE $\frac{1}{2}$
Sec. 30,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon,
being all of SW $\frac{1}{2}$ SE $\frac{1}{2}$, said Sec. 30, West of the Applegate
River, less a tract owned by John C. Rawls described as follows:
Beginning at the NW corner of SW $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 30, Tp. 36 S., R. 6 W.,
W. M.; thence East 542 feet to the county road; thence South 12 $^{\circ}$
West 292 feet along said road; thence West to the West line of
SW $\frac{1}{2}$ SE $\frac{1}{2}$ of said Sec. 30; thence North 285 feet to the point of
beginning,

being the full amount claimed in the proof.

John C. Rawls, Route 2, Grants Pass, Oregon:

Claimant is successor in part to Charles Woelffle whose inchoate right to the use of water from the Applegate River is set out in Paragraph 237 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 12 acres, to-wit: 8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.24 cubic foot per second of water from Applegate River, through Miller Ditch, with a priority of February, 1898, for the irrigation of 12 acres located and described as follows:

- 8 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$
described as follows:
Beginning 20 chains North and 54 links West of S $\frac{1}{2}$ corner of Sec. 30; running North 3° West 10.11 chains; East 10.35 chains to road; South 12° West 10.30 chains; West 35 rods to beginning;
- 4 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$
described as follows:
Beginning at the NW corner of SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W., W. M.; thence East 542 feet to the county road; thence South 12° West 292 feet along said road; thence West to the West line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 30; thence North 285 feet to the point of beginning,
Sec. 30,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

B. E. Ralston, Route 2, Grants Pass, Oregon:

Claimant is successor in part to Charles Woelffle whose inchoate right to the use of water from the Applegate River is set out in Paragraph 237 supra.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 2.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.04 cubic foot per second of water from Applegate River, through Miller Ditch, with a priority of February, 1898, for the irrigation of:

- 2.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 31,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon,
except the S $\frac{1}{2}$ S $\frac{1}{2}$ and 1 acre in the NE corner 264 feet North
and South and 165 feet East and West,

being the full amount claimed in the proof.

SLATE CREEK

240.

Rachel M. Brown and Phil Brown, Wonder, Oregon:

Claimants are successors to J. J. Brown whose inchoate right to the use of water from Slate Creek is set out in the Rogue River Decree on Page 50, Column 3, under Proof 742, as follows: "Priority 1908; 0.18 second foot; for Irrigation of 9 acres; Brown ditch; Description of place of use: To be irrigated, 2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 7.6 acres, to-wit: 2.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 3.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 1.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 37 S., R. 7 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.15 cubic foot per second of water from Slate Creek, through Brown Ditch, with a priority of 1908, for the irrigation of 7.6 acres located as follows:

1.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
2.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
3.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 11,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

241.

Luke M. McDowell, 1643 6th Avenue, Los Angeles, California:

Claimant is successor to C. Fenner whose inchoate right to the use of water from Slate Creek is set out in the Rogue River Decree on Page 50, Column 3, under Proof 757, as follows: "Priority 1903; 0.42 second foot; for Irrigation of 21 acres; Fenner ditch; Description of place of use: Irrigated, 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18; To be irrigated, 6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for irrigation to the extent of 15 acres, to-wit: 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 7 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights.

Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of only 9.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 7 W., W. M., which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.28 cubic foot per second of water from Slate Creek, through Fenner Ditch, with a priority of 1903, for the irrigation of 14.2 acres located as follows:

9.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon

242.

Mary M. Hair Estate by H. M. Hair, Grants Pass, Oregon:

Claimant was allowed an inchoate right to the use of water from Slate Creek which is set out in the Rogue River Decree on Page 50, Column 3, under Proof 743, as follows:

"Priority 1908; 0.13 second foot; for Irrigation of 5 acres; Brown ditch; Description of place of use: To be irrigated, 5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimant was also allowed a vested right to the use of water from Slate Creek which is set out in the Rogue River Decree on Page 24, Column 1, as follows: "Priority 1892; 0.25 second foot; for Irrigation of 10 acres, and Domestic and Stock use; Brown ditch; Description of place of use: 1 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein the above-stated vested right is asserted. Claimant in the proof also states that no land has been irrigated in completion of the above-stated inchoate right. Therefore, no allowance will be made herein.

243.

Edwina Lovelace, Wilderville, Oregon:

Claimant is successor to Hannah D. Jones whose inchoate right to the use of water from Slate Creek is set out in the Rogue River Decree on Page 50, Column 3, under Proof 744, as follows: "Priority 1908; 0.36 second foot; for Irrigation of 18 acres; Jones or Lovelace ditch; Description of place of use: To be irrigated, 18 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 2.4 acres, to-wit: 1.9 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.4 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 0.1 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 37 S., R. 7 W., W. M. Claimant in her proof

also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.05 cubic foot per second of water from Slate Creek, through Jones or Lovelace Ditch, with a priority of 1908, for the irrigation of 2.4 acres located as follows:

1.9 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
0.4 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$
0.1 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 1,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

244.

I. C. Lowden, Wonder, Oregon:

Claimant was allowed an inchoate right to the use of water from Slate Creek which is set out in the Rogue River Decree on Page 50, Column 3, under Proof 746, as follows: "Priority 1908; 0.10 second foot; for Irrigation of 6 acres; Brown ditch; Description of place of use: To be irrigated, 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for irrigation to the extent of 5 acres, to-wit: 2.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 2.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 37 S., R. 7 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.08 cubic foot per second of water from Slate Creek, through Brown Ditch, with a priority of 1908, for the irrigation of 5.0 acres located as follows:

2.8 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$
2.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 10,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

245.

N. A. McLeod, Grants Pass, Oregon:

Claimant is successor to Andrew E. Sheehan whose inchoate right to the use of water from Slate Creek is set out in the Rogue River Decree on Page 51, Column 1, under Proof 749, as follows: "Priority 1908; 0.16 second foot; for Irrigation of 8 acres; Slate Creek or Sheehan ditch; Description of place of use: To be irrigated, 8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant's predecessor was also allowed a vested right to the use of water from Slate Creek which is set out in the Rogue River Decree on Page 24, Column 2, as follows: "Priority 1892; 0.54 second foot; for Irrigation of 27 acres; Slate Creek or Sheehan ditch; Description of place of use: 11 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W. W. M.; 16 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 35.5 acres, to-wit: 3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 14.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M., and 18 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

The areas claimed in the proof are covered by the above-stated vested right to the extent of 11 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M., and 16 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W., W. M. The area claimed in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 31, is covered to the extent of 3.2 acres by the allowance made from Chapin Creek (see Paragraph 246 infra). Allowance will be made herein only for the remaining areas irrigated and reclaimed in completion of the said inchoate right.

Claimant is allowed a right to the use of 0.16 cubic foot per second of water from Slate Creek, through Slate Creek or Sheehan Ditch, with a priority of 1903, for the irrigation of 8 acres located as follows:

2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 31,
Tp. 36 S., R. 6 W., W. M.

2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 6,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

The inchoate rights found to be completed herein are fixed to conform with the irrigated areas as explained in Paragraph 7.

(For right allowed claimant to the use of water from the Applegate River, see Paragraph 231 supra.)

(For right allowed claimant to the use of water from Chapin Creek, see Paragraph 246 infra.)

CHAPIN CREEK

246.

N. A. McLeod, Grants Pass, Oregon:

Claimant is successor to Andrew E. Sheehan whose inchoate right to the use of water from Chapin Creek is set out in the Rogue River Decree on Page 51, Column 1, under Proof 751, as follows: "Priority 1908; 0.25 second foot; for Irrigation of 10 acres; Sheehan ditch; Description of place of use: To be irrigated, 4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W. W. M.; 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant's predecessor was also allowed a vested right to the use of water from Chapin Creek which is set out in the Rogue River Decree on Page 24, Column 2, as follows: "Priority 1885; 0.05 second foot; for Irrigation of 2 acres, and Domestic and Stock use; Sheehan ditch and pipe; Description of place of use: 2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M. Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 2.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M. Claimant further states in his proof:

"It might also be well to call attention at this time to two very obvious errors in the original Decree. * * * Under Chapin Creek, the Decree gives a right in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6. This error is also an obvious one * * * and what was intended was undoubtedly either the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, or the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31.

"The Claimant herein further demands the right to use all inchoate rights given in Chapin Creek to supplement his rights under Slate Creek, if and at such times as there shall be insufficient water in the latter Creek to give him as much water for irrigation thereunder as he is entitled to."

It appears impractical to irrigate the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 37 S., R. 7 W., W. M., from Chapin Creek and that an error was made in describing said tract as the place of use. It is, therefore, recommended that Proof 751, as set out on Page 51, Column 1, of the Rogue River Decree be changed to read as follows: "Priority 1908; 0.25 second foot; for Irrigation of 10 acres; Sheehan ditch; Description of place of use: To be irrigated, 4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 5.2 acres in said NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, of which 2 acres are covered by the allowance made claimant from Slate Creek (see Paragraph 245 supra). This allowance was a reduction by one acre of the amount claimed in the proof and for which there was no inchoate right from Slate Creek. Therefore, it appears that said one acre should have been claimed from Chapin Creek, and allowance will be made herein accordingly.

Claimant is allowed a right to the use of 0.25 cubic foot per second of water from Chapin Creek, through Sheehan Ditch, with a priority of 1908, for the irrigation of 10 acres located as follows:

5.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
4.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 31,
Tp. 36 S., R. 6 W., W. M.,
Josephine County, Oregon

To the extent of 2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 4.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W., W. M., the foregoing right is supplemental to the right allowed the claimant from Slate Creek as set out in Paragraph 245 supra. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.025 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.025 cubic foot per second of water for each acre irrigated during the irrigation season.

(For right allowed claimant to the use of water from Applegate River through Wilderville Ditch, see Paragraph 231 supra.)

ELLIOTT CREEK

247.

Adam Thomas Cart, Wonder, Oregon:

Claimant was allowed an inchoate right to the use of water from Elliott Creek which is set out in the Rogue River Decree on Page 51, Column 1, under Proof 752, as follows: "Priority 1904; 0.14 second foot; for Irrigation of 5 $\frac{1}{8}$ acres; Cart ditch; Description of place of use: Irrigated, $\frac{1}{8}$ acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15; To be irrigated, 5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right by irrigation to the extent of 3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 37 S., R. 7 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.08 cubic foot per second of water from Elliott Creek, through Cart Ditch, with a priority of 1904, for the irrigation of:

3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 15,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The inchoate right which is found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

RIGHT AND LEFT HAND FORKS OF SLATE CREEK

248.

Edwin V. and Blanche Denney, Wonder, Oregon:

Claimants are successors to Gustav A. Karner whose inchoate right to the use of water from the Left Hand Fork of Slate Creek is set out in the Rogue River Decree on Page 51, Column 2, under Proof 758, as follows: "Priority 1903; 0.64 second foot; for Irrigation of 32 acres; Mathews ditch; Description of place of use: Irrigated, 3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7; 8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 15 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18; To be irrigated, 6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Due to error in that it did not conform to the facts, the foregoing allowance was amended by a decree of the Circuit Court of the State of Oregon for Jackson County, dated December 12, 1921, on file and of record in the office of the County Clerk for Jackson County to read as follows:

"LEFT HAND OR WEST FORK OF SLATE CREEK.

"Chas. Fetzner, Brownsville, Minn., by Jos. Fetzner, Atty. in fact, Grants Pass, Oregon. (successor to Gustav A. Karner, Proof 758, Vol. 11) Priority 1885; 0.2 Second foot; for irrigation of 10 acres, domestic and stock; Hiatt Ditch #1; description of place of use; Irrigated, 2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 7; 8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18; T. 37 S. R. 7 W. W. M., Josephine County, Oregon.

"Priority 1885; 0.1 second foot; for irrigation of 5 acres, domestic and stock; Hiatt Ditch #2; description of place of use; Irrigated, 5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 18, T. 37 S. R. 7 W. W. M., in Josephine County, Oregon.

"RIGHT HAND OR EAST FORK OF SLATE CREEK.

"CHAS. FETZNER, Brownsville, Minn., by Jos. Fetzner, Atty. in fact, Grants Pass, Oregon, (successor to Gustav A. Karner, Proof 758, Vol. 11); Priority 1903; 0.64 second foot; for irrigation of 32 acres, domestic and stock; Mathews Ditch; Description of place of use; Irrigated, 5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7; 6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 15 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18; To be irrigated, 6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon.

"(NOTE) This diversion is supplemental to the 15 acres irrigated from the Left Hand or West Fork of Slate Creek through Hiatt Ditches Nos. 1 & 2, and irrigates 17 acres in addition thereto."

Claimant has submitted proof which was accepted under the provision of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In their proof claimants state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 17.3 acres, to-wit: 9 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7; 0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 7.7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 7 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.17 cubic foot per second of water from the Left Hand Fork of Slate Creek, through Hiatt Ditches Nos. 1 and 2, with a priority of 1885, for domestic and stock use and for the irrigation of 8.6 acres located as follows:

1.0 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 7;
0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$
7.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon

Claimants are also allowed a right to the use of 0.35 cubic foot per second of water from the Right Hand Fork of Slate Creek, through Mathews Ditch, with a priority of 1903, for domestic and stock use and for the irrigation of 17.3 acres located as follows:

9.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 7;
0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$
7.7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon

To the extent of 1 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, 7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, and 0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, the foregoing right from the Right Hand Fork of Slate Creek is supplemental to the right allowed claimants from the Left Hand Fork of Slate Creek. Said supplemental right is limited to use on the land to which it is appurtenant in an amount not exceeding 0.02 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season.

CHANNEY CREEK

249.

Richard A. Lindsay, Route 2, Grants Pass, Oregon:

Claimant was allowed an inchoate right to the use of water from Chaney Creek which is set out in the Rogue River Decree on Page 51, Column 2, under Proof 765, as follows:

"Priority 1908; 0.20 second foot; for Irrigation of 10 acres; Lindsay ditch; Description of place of use: To be irrigated, 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and in N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for irrigation to the extent of 4.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 6 W., W. M. Claimant's proof was later amended to include a claim for the use of water from Chaney Creek

for the irrigation of 1.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 18. Claimant in his proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.11 cubic foot per second of water from Chaney Creek, through Lindsay Ditch, with a priority of 1908, for the irrigation of 5.6 acres located as follows:

4.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
1.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

250.

Mrs. E. T. Lloyd, Wilderville, Oregon:

Claimant is successor to John Lloyd whose inchoate right to the use of water from Chaney Creek is set out in the Rogue River Decree on Page 51, Column 2, under Proof 766, as follows: "Priority 1908; 0.12 second foot; for Irrigation of 6 acres; Sarah Griffin ditch; Description of place of use: To be irrigated, 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, and SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 7 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 1.0 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 7 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.02 cubic foot per second of water from Chaney Creek, through Sarah Griffin Ditch, with a priority of 1908, for the irrigation of:

1.0 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 14,
Tp. 37 S., R. 7 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

251.

C. H. McCann, Route 3, Grants Pass, Oregon:

Claimant was allowed inchoate rights to the use of water from Chaney Creek which are set out in the Rogue River Decree on Page 51, Column 2, under Proofs 767 and 768, as follows: "Priority 1902; 0.42 second foot; for Irrigation of 25 acres; McCann ditch; Description of place of use: Irrigated, 12 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18; To be irrigated, 13 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon.

"Priority 1908; 0.28 second foot; for Irrigation of 14 acres; McCollum and McCann ditch; Description of place of use: 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18; 7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proofs which were accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In his proofs, claimant states that the above-stated inchoate rights have been completed by irrigation to the extent of 27.6 acres, to-wit: Through McCann Ditch, with a priority of 1902, 19.3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 6 W., W. M.; through McCollum and McCann Ditch, with a priority of 1908, 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 18, and 5.3 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 37 S., R. 6 W., W. M.

Claimant in his proofs also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Under the provisions of the aforesaid special order of the State Engineer, allowance will be made herein only for that part of the lands designated as irrigated by the Rogue River Decree which was found to be irrigated by said survey made under the direction of the State Engineer.

Claimant is allowed a right to the use of 0.20 cubic foot per second of water from Chaney Creek, through McCann Ditch, with a priority of 1902, for the irrigation of:

12.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

Claimant is also allowed a right to the use of 0.17 cubic foot per second of water from Chaney Creek, through McCollum and McCann Ditch, with a priority of 1908, for the irrigation of 8.3 acres located as follows:

5.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 7;
3.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

LITTLE CHANEY CREEK

252.

Ethel and Ora Bull and Gladys and John Combs, Route 3, Box 508, Grants Pass, Oregon:

Claimants are successors to B. F. Bull whose inchoate right to the use of water from Little Chaney Creek is set out in the Rogue River Decree on Page 51, Column 2, under Proof 772, as follows: "Priority March, 1900; 1.00 second foot; for Irrigation of 60 acres; Bull or Little Chaney Creek; Description of place of use: Irrigated, 12 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18; to be irrigated, 35 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 13 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 12 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 10.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 18, which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimants are allowed a right to the use of 0.18 cubic foot per second of water from Little Chaney Creek, through Bull or Little Chaney Creek Ditch, with a priority of March, 1900, for the irrigation of:

10.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 18,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon

BULL CREEK

253.

Max and L. O. Ungerman, Route 2, Box 519, Grants Pass, Oregon:

Claimants are successors to L. B. Akers whose inchoate right to the use of water from Bull Creek is set out in the Rogue River Decree on Page 51, Column 3, under Proof 774, as follows: "Priority 1908; 0.20 second foot; for Irrigation of 10 acres; Akers ditch; Description of place of use: To be irrigated, 10 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 3.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.07 cubic foot per second of water from Bull Creek, through Akers Ditch, with a priority of 1908, for the irrigation of:

3.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 20,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

MURPHY CREEK

254.

Jesse Delbert and Elizabeth Thies Knighten, Route 3, Box 5, Klamath Falls, Oregon:

Claimants are successors in part to the Madrona Land Co. whose inchoate rights to the use of water from Murphy Creek are set out in the Rogue River Decree on Page 51, Column 3, under Proofs 779, 780, and 781, as follows: "Priority 1908; 0.34 second foot; for Irrigation of 27 acres; Murphy ditch No. 1; Description of place of use: To be irrigated, 27 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon.

"Priority 1908; 1.62 second feet; for Irrigation of 129 $\frac{1}{2}$ acres; Murphy ditch No. 2; Description of place of use: To be irrigated, 10.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Tp. 37 S., R. 6 W. W. M.; 30 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 6.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 4.1 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 11.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30; 31.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 7.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 2.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 13.3 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon.

"Priority 1908; 0.65 second foot; for Irrigation of 51.6 acres; Murphy ditch No. 3; Description of place of use: To be irrigated, 13.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 17.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36; 4.8 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Tp. 37 S., R. 6 W. W. M.; 15.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate rights have been completed by irrigation through Murphy Ditch No. 1 to the extent of 7.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W., W. M. A survey made under the direction of the State Engineer found an irrigated area of only 7.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimants are allowed a right to the use of 0.09 cubic foot per second of water from Murphy Creek, through Murphy Ditch No. 1, with a priority of 1908, for the irrigation of:

7.0 acres in Tract 49, Madrona Tracts,
and Lots 1, 2, and 3, Block 3,
Madrona Tracts (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
Sec. 19,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon

Description is amended to conform with the plat of the Madrona Tracts as filed and made of record with the County Clerk of Josephine County, Oregon.

255.

Ray C. Deister and Vivian Deister, Murphy, Oregon:

Claimants are successors in part to the Madrona Land Co. whose inchoate rights to the use of water from Murphy Creek are set out in Paragraph 254 supra.

Claimants have submitted proof wherein they state that said inchoate rights have been completed by irrigation through Murphy Ditch No. 2 to the extent of 7.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Tp. 37 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.10 cubic foot per second of water from Murphy Creek, through Murphy Ditch No. 2, with a priority of 1908, for the irrigation of:

7.8 acres in Tract 18, Madrona Tracts (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
Sec. 30,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof with description amended to conform with the plat of Madrona Tracts as filed and made of record with the County Clerk of Josephine County, Oregon.

256.

Samuel Johnson, Murphy, Oregon:

Claimant is successor in part to the Madrona Land Co. whose inchoate rights to the use of water from Murphy Creek are set out in Paragraph 254 supra.

Claimant is also successor in part to E. M. Cockerline who was allowed a vested right to the use of water from Murphy Creek which is set out in the Rogue River Decree on Page 25, Columns 1 and 2, under Proof 780, as follows: "Priority 1871; 3.66 second feet; for irrigation of 256 acres; Murphy ditch No. 2; Description of place of use: 21 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Tp. 37 S., R. 6 W. W. M.; 10 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 31 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 27 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 21 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 35 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30; 5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 37 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that the said inchoate right has been completed by irrigation to the extent of 14.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

The area claimed in the proof as irrigated is covered by the above-stated vested right for irrigation to the extent of 3.1 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Tp. 37 S., R. 5 W., W. M. Allowance will be made herein only for the remaining 11.4 acres in said tract reclaimed and irrigated in completion of said inchoate right.

Claimant is allowed a right to the use of 0.14 cubic foot per second of water from Murphy Creek, through Murphy Ditch No. 2, with a priority of 1908, for the irrigation of:

11.4 acres in Tract 17, Madrona Tracts,
(NW $\frac{1}{4}$ NE $\frac{1}{4}$)

Sec. 30,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon

Description is amended to conform with the plat of the Madrona Tracts as filed and made of record with the County Clerk of Josephine County.

257.

Theodore and Anna Miller, 719 N. 7th Street, Grants Pass, Oregon:

Claimants are successors in part to the Madrona Land Co. whose inchoate rights to the use of water from Murphy Creek are set out in Paragraph 254 supra.

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 31.1 acres, to-wit: 12.7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 18.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Tp. 37 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.39 cubic foot per second of water from Murphy Creek, through Murphy Ditch No. 3, with a priority of 1908, for the irrigation of 31.1 acres located as follows:

12.7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
18.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 36,
Tp. 37 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

258.

John Leroy Nelson and Osa Leota Nelson, Murphy, Oregon:

Claimants are successors in part to the Madrona Land Co. whose inchoate rights to the use of water from Murphy Creek are set out in Paragraph 254 supra.

Claimants are also successors in part to E. M. Cockerline whose vested right to the use of water from Murphy Creek is set out in Paragraph 256 supra.

Claimants have submitted proof wherein they assert a right for the irrigation of 6.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Tp. 37 S., R. 5 W., W. M., under the above-stated vested right. Claimants in their proof also state that no land has been irrigated in completion of the above-stated inchoate right, and no allowance will be made herein therefor.

CARIS CREEK

Sec 113, Decree Vol 14p 420

259.

Robert Mansfield, Murphy, Oregon:

Claimant is successor to W. S. Bailey whose inchoate right to the use of water from Caris Creek is set out in the Rogue River Decree on Page 52, Column 1, under Proof 790, as follows: "Priority 1908; 0.09 second foot; for Irrigation of 5 acres; W. S. Bailey ditch; Description of place of use: To be irrigated, 5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water from Caris Creek, through W. S. Bailey Ditch, with a priority of 1908, for the irrigation of:

5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 36,
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The foregoing allowance is made subject to the stipulation set out in Paragraph 16 of the Rogue River Decree on Page 59, Columns 1 and 2.

260.

Bessie Myrtle (Caris) Schroeder and Herman Schroeder, Murphy, Oregon:

Claimants are successors to P. W. Caris whose inchoate right to the use of water from Caris Creek is set out in the Rogue River Decree on Page 52, Column 1, under Proof 791, as follows: "Priority 1908; 0.22 second foot; for Irrigation of 13 acres; Caris ditch; Description of place of use: To be irrigated, 13 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon, and in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 37 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 13 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Tp. 37 S., R. 5 W., W. M., Josephine County, and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 37 S., R. 4 W., W. M., Jackson County, Oregon. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.22 cubic foot per second of water from Caris Creek, through Caris Ditch, with a priority of 1908, for the irrigation of:

13 acres in that part of Sec. 25, (SE $\frac{1}{4}$ SE $\frac{1}{4}$)
Tp. 37 S., R. 5 W., W. M.,
Josephine County, Oregon,
and in that part of Sec. 30, (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
Tp. 37 S., R. 4 W., W. M.,
Jackson County, Oregon,
lying within D.L.C. 40,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey.

The above allowance is made subject to the stipulation set out in Paragraph 18 of the Rogue River Decree on Page 59, Columns 1 and 2.

WILLIAMS CREEK

261.

Oliver A. Fick, Williams, Oregon:

Claimant is successor in part to J. D. Dixon whose inchoate right to the use of water from Williams Creek is set out in the Rogue River Decree on Page 52, Column 1, under Proof 812, as follows: "Priority Jan. 14, 1904; 1.00 second foot; for Irrigation of 50 acres, and Stock; Dixon & Caldwell ditch; Description of place of use: Irrigated, 11 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Tp. 38 S., R. 5 W. W. M.; To be irrigated, 29 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for stock use and by irrigation to the extent of 20.3 acres, to-wit: 6.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 13.9 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Tp. 38 S., R. 5 W., W. M.

Claimant is allowed a right to the use of 0.41 cubic foot per second of water from Williams Creek, through Dixon and Caldwell Ditch, with a priority of January 14, 1904, for stock use and for the irrigation of 20.3 acres located as follows:

13.9 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$
6.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 35,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

262.

R. W. Rowley, Williams, Oregon:

Claimant is successor in part to J. D. Dixon whose inchoate right to the use of water from Williams Creek is set out in Paragraph 261 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed for stock use and by irrigation to the extent of 12.2 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Tp. 38 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.24 cubic foot per second of water from Williams Creek, through Dixon and Caldwell Ditch, with a priority of January 14, 1904, for stock use and for the irrigation of:

12.2 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 35,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

263.

O. B. Johnson and Marian Johnson, Provolt, Oregon:

Claimants are successors to J. C. Jones whose inchoate rights to the use of water from Williams Creek are set out in the Rogue River Decree on Page 52, Columns 1 and 2, under Proof 816, as follows: "Priority Dec., 1908; 0.64 second foot; for Irrigation of 32 acres; Spencer ditch; Description of place of use: To be irrigated, 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon." and under Proof 817, as follows: "Priority Dec., 1908; 0.52 second foot; for Irrigation of 26 acres; Provolt ditch; Description of place of use: To be irrigated, 23 acres in Lot 1; 3 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants' predecessor was also allowed vested rights to the use of water from Williams Creek which are set out in the Rogue River Decree on Page 26, Column 3, under Proof 817, as follows: "Priority 1869; 0.25 second foot; for Irrigation of 15 acres; Provolt ditch; Description of place of use: 1 acre in Lot 1; 14 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon." and under Proof 816, as follows: "Priority 1875; 0.05 second foot; for Irrigation of 2 acres; Spencer ditch; Description of place of use: 2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proofs wherein they state that the above-stated inchoate rights for irrigation through Spencer Ditch have been completed to the extent of 35.2 acres, to-wit: 8.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 26.5 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W., W. M., and through Provolt Ditch to the extent of 33.5 acres, to-wit: 7 acres in Lot 1; 26.5 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W., W. M. Claimants in their proofs also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants have duplicated in their proofs the claim for 26.5 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W., W. M. Said tract was found by the said survey to be irrigated through the Spencer Ditch; therefore, only one allowance will be made thereon.

The areas claimed in the proofs as irrigated are covered by the above-stated vested right for irrigation through Provolt Ditch to the extent of 1 acre in Lot 1; through Spencer Ditch to the extent of 2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 14 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W., W. M. Allowance will be made herein only for the remaining 6 acres in Lot 1 which are irrigated through Provolt Ditch and 6.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 12.5 acres in Lot 2, Sec. 12, Tp. 38 S., R. 5 W., W. M., which are irrigated through Spencer Ditch, being the areas reclaimed and irrigated in completion of the above inchoate right.

Claimants are allowed a right to the use of 0.38 cubic foot per second of water from Williams Creek, through Spencer Ditch, with a priority of December, 1908, for the irrigation of 19.2 acres located as follows:

12.5 acres in Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
6.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ North of the highway
Sec. 12,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

Claimants are also allowed a right to the use of 0.12 cubic foot per second of water from Williams Creek, through Provolt Ditch, with a priority of December, 1908, for the irrigation of:

6.0 acres in Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
Sec. 12,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

264.

Drusilla S. Mansfield, Williams, Oregon:

Claimant is successor to James T. Kenedy whose inchoate right to the use of water from Williams Creek is set out in the Rogue River Decree on Page 52, Column 2, under Proof 818, as follows: "Priority June, 1908; 0.17 second foot; for Irrigation of 12 acres; Kennedy ditch; Description of place of use: Irrigated, 2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23; 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14; To be irrigated, 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23; 3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein it is stated that said inchoate right has been completed by irrigation to the extent of 11 acres, to-wit: 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14; 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Tp. 38 S., R. 5 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.16 cubic foot per second of water from Williams Creek, through Kennedy Ditch, with a priority of June, 1908, for the irrigation of 11 acres located as follows:

4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 14;
7 acres in Lot 3 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
Sec. 23,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof with descriptions amended to conform with the United States land survey. The inchoate rights which are found to be completed herein are fixed to conform with the irrigated areas as explained in Paragraph 7.

265.

C. L. Richardson, Murphy, Oregon:

Claimant is successor in part to Emma Francis Truax and Emma G. Macy whose inchoate right to the use of water from Williams Creek is set out in the Rogue River Decree on Page 52, Column 2, under Proof 827, as follows: "Priority June, 1890; 0.69 second foot; for Irrigation of 48 acres; York & Breedon ditch; Description of place of use: To be irrigated, 33 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessors were also allowed a vested right to the use of water from Williams Creek which is set out in the Rogue River Decree on Page 26, Column 3, under Proof 820, as follows: "Priority 1872; 0.40 second foot; Priority June, 1890; 0.13 second foot; for Irrigation of 37 acres; Watts & Topping and York & Breedon ditches; Description of place of use: 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

The area claimed in the proof as irrigated is covered by the above-stated vested right for irrigation to the extent of 7 acres. Allowance will be made herein for the remaining 3 acres reclaimed and irrigated in completion of said inchoate right.

Claimant is allowed a right to the use of 0.04 cubic foot per second of water from Williams Creek, through York and Breedon Ditch, with a priority of June, 1890, for the irrigation of:

3 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 1,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,
described as follows:
A strip of land 346 feet wide across the North end of said
NW $\frac{1}{4}$ SW $\frac{1}{4}$ and a strip of land 234 feet wide off the West side
thereof.

V. Richardson, Murphy, Oregon:

Claimant is successor in part to Emma Francis Truax and Emma G. Macy whose inchoate right to the use of water from Williams Creek is set out in Paragraph 265 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 9.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.13 cubic foot per second of water from Williams Creek, through York and Breedon Ditch, with a priority of June, 1890, for the irrigation of:

9.2 acres within that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 1,
 Tp. 38 S., R. 5 W., W. M.,
 Josephine County, Oregon,
 described as follows:
 All of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, except a strip off the North side
 346 feet wide and a strip off the West side 234 feet
 wide,

being the full amount claimed in the proof.

W. F. Willson, Route 1, Box 37, Murphy, Oregon:

Claimant is successor to Minerva Topping whose inchoate right to the use of water from Williams Creek is set out in the Rogue River Decree on Page 52, Column 2, under Proof 824, as follows: "Priority Dec., 1908; 0.06 second foot; for Irrigation of 4 acres; Watts & Topping ditch; Description of place of use: To be irrigated, 4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 1.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Tp. 37 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.02 cubic foot per second of water from Williams Creek, through Watts and Topping Ditch, with a priority of December, 1908, for the irrigation of:

1.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 35,
 Tp. 37 S., R. 5 W., W. M.,
 Josephine County, Oregon,

being the full amount claimed in the proof.

(For rights allowed claimant to the use of water from the Applegate River through Laurel Hill Ditch, see Paragraph 148 supra.)

268.

Benjamin S. Watts, Murphy, Oregon:

Claimant is successor to Alex Watts whose inchoate right to the use of water from Williams Creek is set out in the Rogue River Decree on Page 52, Column 2, under Proof 825, as follows: "Priority Dec., 1908; 0.80 second foot; for Irrigation of 56 acres; Watts & Topping ditch; Description of place of use: To be irrigated, 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 2 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessor, Alex Watts, was also allowed a vested right to the use of water from Williams Creek which is set out in the Rogue River Decree on Page 27, Column 1, as follows: "Priority 1858; 1.34 second feet; for Irrigation of 80 acres; Watts & Topping ditch; Description of place of use: 34 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proofs wherein he states that said inchoate right has been completed by irrigation to the extent of 48.5 acres, to-wit: 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 1.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Tp. 38 S., R. 5 W., W. M. Claimant in his proofs also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Allowance is made herein for only 1.2 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, as the remaining 6 acres in said tract which are irrigated are covered by the above-stated vested right.

Claimant is allowed a right to the use of 0.61 cubic foot per second of water from Williams Creek, through Watts and Topping Ditch, with a priority of December, 1908, for the irrigation of 42.7 acres located as follows:

40.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
1.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
1.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 2,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon

WEST FORK OF WILLIAMS CREEK

269.

Mrs. Frank Bryan (Emma Bryan), Williams, Oregon:

Claimant was allowed an inchoate right to the use of water from the West Fork of Williams Creek which is set out in the Rogue River Decree on Page 52, Column 2, under Proof 840, as follows: "Priority Oct. 1, 1908; 0.72 second foot; for Irrigation of 50 acres, and Domestic and Stock use; Bryan ditch; Description of place of use: To be irrigated, 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 5 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.03 cubic foot per second of water from West Fork of Williams Creek, through Bryan Ditch, with a priority of Oct. 1, 1908, for domestic and stock use and for the irrigation of:

2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 18,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

270.

Mrs. J. T. Hartley, Williams, Oregon:

Claimant is successor to J. T. Hartley whose inchoate right to the use of water from the West Fork of Williams Creek is set out in the Rogue River Decree on Page 52, Column 2, under Proof 842, as follows: "Priority, Dec., 1908; 0.59 second foot; for Irrigation of 41 acres, and Domestic and Stock use; Hartley ditch; Description of place of use: To be irrigated, 40 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessor was also allowed a vested right to the use of water from the West Fork of Williams Creek which is set out in the Rogue River Decree on Page 27, Column 1, as follows: "Priority, April 1, 1900; 0.65 second foot; for Irrigation of 39 acres; Hartley ditch; Description of place of use: 39 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessor was also allowed a vested right to the use of water from Munger Creek which is set out in the Rogue River Decree on Page 28, Column 2, under Proof 852, as follows: "Priority 1881; 0.49 second foot; for Irrigation of 29 acres; Hartley ditch; Description of place of use: 2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 27 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she claims a completed inchoate right for irrigation to the extent of 9 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Tp. 39 S., R. 5 W., W. M., from Munger Creek and also a completed inchoate right for 16.3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 4, from the West Fork of Williams Creek.

With regard to the foregoing claims, it is stated in the proof:

"Can be supplied from the W. Fork of Williams Creek, in which Inchoate rights exist. The right is reserved to claim from either source for lands under irrigation."

It appears that claimant's predecessor was allowed no inchoate right to the use of water from Munger Creek nor was he allowed an inchoate right from the West Fork of Williams Creek to irrigate the NE $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 4. Claimant must rely upon the above-stated vested right and upon certificate of water right recorded at Page 2038, Volume 3, and certificate of water right recorded at Page 3308, Volume 4, State Record of Water Right Certificates, under which claimant was granted the right to irrigate 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4. No additional rights will be allowed herein in completion of the alleged inchoate rights claimed in the proof.

271.

Amos Smith and Susie Smith, Route 3, Grants Pass, Oregon:

Claimants are successors to Frank M. and Anna LeRoy whose inchoate right to the use of water from the West Fork of Williams Creek is set out in the Rogue River Decree on Page 52, Column 3, under Proof 845, as follows: "Priority Dec., 1908; 1.00 second foot; for Irrigation of 70 acres; Hartley ditch; Description of place of use: To be irrigated, 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 30 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 32.4 acres, to-wit: 10.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 21.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Tp. 38 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.46 cubic foot per second of water from the West Fork of Williams Creek, through Hartley Ditch, with a priority of December, 1908, for the irrigation of 32.4 acres located as follows:

21.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$

less the following-described tracts:

Beginning at the NE corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34; thence South along the section line 198 feet; thence West 382 feet; thence North 198 feet; thence East 382 feet to point of beginning;

also less and excepting a triangular strip of land conveyed to J. T. Lovell, recorded in Volume 57, Page 131, Deed Records, Josephine County, and described as follows, to-wit:

Beginning at an oak tree about 30 feet South of Williams Store and Postoffice and running thence Southeasterly to the NW corner of the John J. Sparlin tract; thence North along the East line of said Sec. 34 to a point opposite the place of beginning, thence West to the place of beginning;

10.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$

subject to that certain easement of road purposes conveyed by Frank M. LeRoy and Anna LeRoy to Henry Norton and Elizabeth M. Norton by deed recorded in Volume 46, Deed Records, Josephine County, Oregon, at Page 125, less and excepting 4 acres heretofore deeded to School District #16;

Sec. 34,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

W. G. Records, Route 3, Box 92, Hermit, California:

Claimant is successor to Frank Sutton whose inchoate right to the use of water from the West Fork of Williams Creek is set out in the Rogue River Decree on Page 52, Column 3, under Proof 847, as follows: "Priority Dec., 1908; 1.62 second feet; for Irrigation of 113 acres; Chapman ditch; Description of place of use: To be irrigated, 35 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 14 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 24 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessor, E. E. Blanchard (successor to Frank Sutton), was allowed a vested right to the use of water from the West Fork of Williams Creek which is set out in the Rogue River Decree on Page 27, Column 2, as follows: "Priority June 1, 1875; 0.25 second foot; for Irrigation of 15 acres; Priority 1907; 0.54 second foot; for Irrigation of 32 acres; Chapman ditch; Description of place of use: 5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 26 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 16 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Tp. 36 S., R. 5 W. W. M., Josephine County, Oregon."

In the case of Blanchard vs. Hartley, 111 Ore. 308, at Page 315, the foregoing vested right was modified and corrected so as to make said 47 acres appurtenant to the entire N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Tp. 39 S., R. 5 W., W. M.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 31.5 acres, to-wit: 19.8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 11.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 0.2 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Tp. 39 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of 73.0 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$, of which 47 acres are covered by the above-stated vested right as modified by the Supreme Court. Allowance will be made herein for the remaining 26 acres which are reclaimed and irrigated in completion of said inchoate right in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 0.37 cubic foot per second of water from West Fork of Williams Creek, through Chapman Ditch, with a priority of December, 1908, for the irrigation of 26.2 acres located as follows:

26.0 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$
0.2 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 3,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon

Gilbert S. Elder, Williams, Oregon:

Claimant is successor to S. M. Wertz whose inchoate right to the use of water from the West Fork of Williams Creek is set out in the Rogue River Decree on Page 52, Column 3, under Proof 849, as follows: "Priority Dec., 1908; 0.66 second foot; for Irrigation of 46

acres; Wertz ditch; Description of place of use: To be irrigated, 33 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessor, S. M. Wertz, was also allowed a vested right to the use of water from the West Fork of Williams Creek which is set out in the Rogue River Decree on Page 27, Column 2, as follows: "Priority 1890; 0.60 second foot; for Irrigation of 36 acres; Wertz ditch; Description of place of use: 7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 22 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 49.3 acres, to-wit: 12.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 25.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 11 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

The areas claimed in the proof as irrigated are covered by the above-stated vested right to the extent of 36 acres. Allowance will be made herein for the remaining 13.3 acres reclaimed and irrigated in completion of said inchoate right.

Claimant is allowed a right to the use of 0.19 cubic foot per second of water from West Fork of Williams Creek, through Wertz Ditch, with a priority of December, 1908, for the irrigation of 13.3 acres located as follows:

5.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
3.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
4.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 7,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon

MUNGER CREEK

274.

Kenneth Vineyard, Williams, Oregon:

Claimant is successor to Sarah Hoxie whose inchoate right to the use of water from Munger Creek is set out in the Rogue River Decree on Page 52, Column 3, under Proof 868, as follows: "Priority, Dec., 1908; 0.26 second foot; for Irrigation of 18 acres; Hoxie ditch; Description of place of use: To be irrigated, 18 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessor was also allowed a vested right to the use of water from Munger Creek which is set out in the Rogue River Decree on Page 28, Column 2, as follows: "Priority, Nov. 1, 1895; 0.37 second foot; for Irrigation of 22 acres; Hoxie ditch; Description of place of use: 22 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 22 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 5 W., W. M. Claimant in his proof states that no land has been irrigated in completion of the above-stated inchoate right, and no allowance will be made herein therefor.

GOODWIN GULCH

275.

Asa O. Hoxie, Williams, Oregon:

Claimant was allowed an inchoate right to the use of water from Goodwin Gulch which is set out in the Rogue River Decree on Page 52, Column 3, under Proof 869, as follows: "Priority Dec., 1908; 0.32 second foot; for Irrigation of 24 $\frac{1}{2}$ acres; Hoxie or Goodwin ditch; Description of place of use: To be irrigated, 24 $\frac{1}{2}$ acres in S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 8, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 3.1 acres, to-wit: 1.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 1.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Tp. 39 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.04 cubic foot per second of water from Goodwin Gulch, through Hoxie or Goodwin Ditch, with a priority of December, 1908, for the irrigation of 3.1 acres located as follows:

1.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
1.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 8,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

LONE CREEK

276.

Esther Large, Williams, Oregon:

Claimant is successor to Charles A. Hoxie whose inchoate right to the use of water from Lone Creek is set out in the Rogue River Decree on Page 52, Column 3, under Proof 872, as follows: "Priority Dec., 1908; 0.22 second foot; for Irrigation of 15 acres; Hoxie and Lone Creek Ditches; Description of place of use: To be irrigated, 15 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant's predecessor was also allowed a vested right to the use of water from Lone Creek which is set out in the Rogue River Decree on Page 29, Column 1, as follows: "Priority Sept., 1890; 0.14 second foot; for Irrigation of 7 acres; Hoxie or Lone Creek ditch; Description of place of use: 7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 15 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Tp. 39 S., R. 5 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 8.6 acres in said SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8. Of this area 7 acres are covered by the above-stated vested right. Allowance will be made herein for the remaining 1.6 acres reclaimed and irrigated in completion of said inchoate right.

Claimant is allowed a right to the use of 0.02 cubic foot per second of water from Lone Creek, through Hoxie and Lone Creek Ditch, with a priority of December, 1908, for the irrigation of:

1.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 8,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon

EAST FORK OF WILLIAMS CREEK

277.

Walter Brooks, Palo Alto, California:

Claimant was allowed an inchoate right to the use of water from the East Fork of Williams Creek which is set out in the Rogue River Decree on Page 52, Column 3, under Proof 875, as follows: "Priority 1908; 0.14 second foot; for Irrigation of 8 acres; Brooks ditch; Description of place of use: To be irrigated, 8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant was also allowed a vested right to the use of water from the East Fork of Williams Creek which is set out in the Rogue River Decree on Page 27, Column 2, as follows:

"Priority 1895; 0.24 second foot; for Irrigation of 12 acres; Brooks ditch; Description of place of use: 12 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 12.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Tp. 39 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

The area claimed in the proof as irrigated is covered by the above-stated vested right to the extent of 12 acres. Allowance will be made herein for the remaining 0.8 acre reclaimed and irrigated in completion of said inchoate right.

Claimant is allowed a right to the use of 0.01 cubic foot per second of water from East Fork of Williams Creek, through Brooks Ditch, with a priority of 1908, for the irrigation of:

0.8 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 23,
Tp. 39 S., R. 5 W., W. M.
Josephine County, Oregon

278.

D. C. Wilson, Williams, Oregon:

Claimant is successor to Herbert A. Johnson whose inchoate right to the use of water from the East Fork of Williams Creek is set out in the Rogue River Decree on Page 53, Column 1, under Proof 877, as follows: "Priority Dec., 1908; 0.72 second foot; for Irrigation of 50 acres; Johnson ditch; Description of place of use: To be irrigated, 25 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 25 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted an affidavit from said Herbert A. Johnson that the foregoing description of the lands allowed an inchoate right was erroneous and should have been 25 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 25 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, Tp. 39 S., R. 5 W., W. M., Josephine County, Oregon. Claimant also submits a statement sworn to by H. B. Hammond who claims to be the present owner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 14 and who authorizes the correction of the description. Therefore, the State Engineer recommends to the Court that the error in description in the decree be corrected accordingly.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigated to the extent of 11.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, Tp. 39 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from East Fork of Williams Creek, through Johnson Ditch, with a priority of December, 1908, for the irrigation of:

11.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 14,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof with description amended to conform with the above-stated recommendation.

A. R. Patterson and Mabel Ruth Patterson, Williams, Oregon:

Claimants are successors to Andrew Cantrall whose inchoate right to the use of water from Clapboard Gulch is set out in the Rogue River Decree on Page 53, Column 1, under Proofs 883 and 876, as follows: "Priority Dec., 1908; 0.14 second foot; for Irrigation of 10 acres; Benjamin ditch; Description of place of use: To be irrigated, 10 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants' predecessor, Andrew Cantrall, was also allowed a vested right to the use of water from Clapboard Gulch which is set out in the Rogue River Decree on Page 29, Column 1, as follows: "Priority 1890; 0.16 second foot; for Irrigation of 8 acres; Philpot ditch; Description of place of use: 6 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 1 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 10 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 39 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey, made in July and August, 1935, found an irrigated area of only 1.1 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 39 S., R. 5 W., W. M., which is fully covered by the above-stated vested right. A further investigation made in January, 1939, found that the 10.0 acres of inchoate right claimed as irrigated in the proof are in brush and trees and not reclaimed and irrigated so as to constitute a completion of the above-stated inchoate right. Therefore, no allowance will be allowed herein thereon.

Levi Knutson and Kathryn Knutson, Williams, Oregon:

Claimants are successors to Marianne Sargent whose inchoate right to the use of water from Clapboard Gulch is set out in the Rogue River Decree on Page 53, Column 1, under Proof 885, as follows: "Priority May 13, 1904; 0.53 second foot; for Irrigation of 37 acres; Sargent ditch; Description of place of use: To be irrigated, 37 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 34.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Tp. 39 S., R. 5 W., W. M. Claimants also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Claimants further state in their proof that:

"The printed Decree records this description as SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 2. Claim will be accepted subject to future correction as to location. Marianne Sargent originally owned the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 2, but she was never the owner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2. By mistake the description in the original Decree was given as the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and hence the Decree to be rendered in this proceeding should be corrected. If necessary, will upon advice obtain certificate of local abstract office to effect that Marianne Sargent never owned the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2."

In support of the above contention of error, affidavits have been submitted from the Josephine County Abstract Company, certifying that Marianne Sargent was never the owner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Tp. 39 S., R. 5 W., W. M., and from Mrs. Etta Sparlin and Lester Sparlin, the present owners of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, stating that "we do not or never have taken water from Clapboard Gulch under the Sargent water right as it lays below our property and could not be used by the Sparlin property."

In view of the above affidavits as well as the findings of the survey made under the direction of the State Engineer, it is recommended to the Court that the above-stated inchoate right be corrected to read "Priority May 13, 1904, 0.53 second foot; for Irrigation of 37 acres; Sargent Ditch; Description of place of use: To be irrigated, 37 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Tp. 39 S., R. 5 W., W. M., Josephine County, Oregon."

Claimants are allowed a right to the use of 0.49 cubic foot per second of water from Clapboard Gulch, through Sargent Ditch, with a priority of May 13, 1904, for the irrigation of:

34.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 2,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The foregoing allowance is made in accordance with the above-stated recommendation to the Circuit Court.

281.

Eugene F. Morrison, Williams, Oregon:

Claimant is successor to Edward Snell whose inchoate right to the use of water from Clapboard Gulch is set out in the Rogue River Decree on Page 53, Column 1, under Proof 886, as follows: "Priority Dec., 1908; 0.26 second foot; for Irrigation of 18 acres; Stackpole ditch; Description of place of use: To be irrigated, 18 acres in E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 12.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, Tp. 39 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from Clapboard Gulch, through Stackpole Ditch, with a priority of December, 1908, for the irrigation of:

12.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 10,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

CHERRY GULCH

282.

Clair O. Brown, Williams, Oregon:

Claimant is successor to J. O. Brown whose inchoate right to the use of water from Cherry Gulch, a tributary of East Fork of Williams Creek, is set out in the Rogue River Decree on Page 53, Column 1, under Proof 891, as follows: "Priority May 6, 1905; 0.17 second foot; for Irrigation of 10 acres; R. L. Moffitt ditch; Description of place of use: Irrigated, 1 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$; To be irrigated, 9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; all in Sec. 2, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 1 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, Tp. 39 S., R. 5 W., W. M. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant further states that said inchoate right has been completed by irrigation to the extent of 9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, Tp. 39 S., R. 5 W., W. M. Claimant does not accept the map prepared from a survey made in July, 1935, under the direction of the State Engineer which shows an irrigated area of only 7.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 2. A further investigation made under the direction of the State Engineer in May, 1939, found the irrigated area determined by the survey of July, 1935, to be correct. Therefore, in the absence of further proof to substantiate claimant's contention, the area found by said survey will be taken in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimant is allowed a right to the use of 0.12 cubic foot per second of water from Cherry Gulch, a tributary of East Fork of Williams Creek, through R. L. Moffitt Ditch, with a priority of May 6, 1905, for the irrigation of:

7.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 2,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon

POWELL CREEK

283.

T. J. Wilkinson, Williams, Oregon:

Claimant was allowed an inchoate right to the use of water from Powell Creek which is set out in the Rogue River Decree on Page 53, Column 1, under Proof 833, as follows: "Priority Dec., 1908; 0.86 second foot; for Irrigation of 60 acres; Jos. Bricker ditch; Description of place of use: To be irrigated, 37 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15; 15 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, Tp. 38 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right by irrigation to the extent of 6.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 38 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water from Powell Creek, through Jos. Bricker Ditch, with a priority of December, 1908, for the irrigation of:

6.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 15,
Tp. 38 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

LITTLE APPLGATE RIVER

284.

Frank Cameron, Jacksonville, Oregon:

Claimant is successor to E. J. Cameron whose inchoate right to the use of water from the Little Applegate River is set out in the Rogue River Decree on Page 53, Column 2, under Proof 913, as follows: "Priority 1908; 1.94 second foot; for Irrigation of 97 acres, and Domestic and Stock use; Deming ditch; Description of place of use: Lands irrigated or to be irrigated; 4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; 33 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; 17 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10; 13 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 39 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant's predecessor, E. J. Cameron, was also allowed a vested right to the use of water from the Little Applegate River which is set out in the Rogue River Decree on Page 30, Column 1. This was amended by a decree of the Circuit Court for Jackson County, dated June 18, 1926, to conform with the mandate of the Supreme Court of the State of Oregon (117 Ore. 477), which decree is set out in part as follows:

"ORDERED, ADJUDGED AND Decreed that E. J. Cameron, her successors in interest and assigns, is entitled to the use during each irrigation season of each and every year, of three cubic feet per second of the waters of Little Applegate, a tributary of Big Applegate, which is a tributary of Rogue River, through what is known as the Farmers Ditch out of said Little Applegate, under the Davidson appropriation, for the irrigation of 105 acres of land in Jackson County, Oregon described as follows, to-wit;

"Eleven acres in the Southeast quarter of the Southwest quarter of Section 3, Township 39 South of Range 3 West of W. M. and four acres in the Southwest quarter of the Southeast quarter of said section; twenty-two acres in the Northeast quarter of the Northeast quarter; nineteen acres in the Northwest quarter of the Northeast quarter; five acres in the Southeast quarter of the Northeast quarter of Section 10, said township and range; and fourteen acres in the Southwest quarter of the Northwest quarter and thirteen acres in Northeast quarter of the Southwest quarter and one acre in the Northwest quarter of the Southwest quarter and eight acres in the Northwest quarter of the Southeast quarter and eight acres in the Southwest quarter of the Southeast quarter of Section 11, said Township and Range.

And to use at all times through said ditch so much thereof as is necessary for the watering of livestock, and for domestic use upon said premises. That her right to the use of said water for said purposes has a priority of the year 1854; that her right to the use of said water for said purposes is prior in time and right to the rights of Maggie Buckley, William Cameron, the heirs and successors of John Devlin, deceased, H. H. Taylor and John Wolfe, and each and all thereof."

Claimant has submitted proof wherein he states that the above-stated inchoate right has been completed for domestic and stock use and by irrigation to the extent of 98 acres, to-wit: 5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; 33 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; 17 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10; 13 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 39 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 28.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned. Allowance will be made herein only for 31 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, the remainder of the land irrigated in said tract being covered by the above-stated vested right.

Claimant is allowed a right to the use of 1.89 cubic feet per second of water from Little Applegate River, through Deming Ditch, with a priority of 1908, for domestic and stock use and for the irrigation of:

94.4 acres in D.L.C. 37
Tp. 39 S., R. 3 W., W. M.,
Jackson County, Oregon,
(5.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; 31.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$,
28.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; 17.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 10; 13.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 39 S.,
R. 3 W., W. M.)

The inchoate right found completed in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Tp. 39 S., R. 3 W., W. M., is fixed to conform with the area reclaimed and irrigated as explained in Paragraph 7.

The above description is amended to conform with the United States land survey.

SQUAW CREEK

285.

Veva C. McDaniel, Box 226, Vacaville, California:

Claimant is successor in part to the Estate of Terrence P. Byrne whose inchoate rights to the use of water from Squaw Creek are set out in the Rogue River Decree on Page 53, Column 2, under Proofs 993 and 994, as follows: "Priority Dec., 1908; 0.27 second foot; for Irrigation of 8 acres and Domestic, Stock and Storage; Thurman & Collins ditch; Squaw Lake reservoir; Description of place of use: To be irrigated, 1 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W. W. M., Jackson County, Oregon.

"Priority Dec., 1908; 0.20 second foot; for Irrigation of 6 acres, and Storage; Byrne ditch, and Squaw Lake reservoir; Description of place of use: To be irrigated, 6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant's predecessor was also allowed vested rights to the use of water from Squaw Creek which are set out in the Rogue River Decree on Page 33, Column 1, as follows: "Priority 1876; 0.60 second foot; for Irrigation of 18 acres, and Domestic, Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: 3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Tp. 40 S., R. 4 W. W. M.; 2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W. W. M., Jackson County, Oregon.

"Priority 1894; 0.24 second foot; for Irrigation of 7 acres and storage; Byrne ditch, Squaw Lake reservoir; Description of place of use: 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that said inchoate rights have been completed for domestic and stock use and for storage and by irrigation to the extent of 4.6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of 4.6 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W., W. M., of which 3 acres are covered by the above-stated vested right. Allowance will be made herein only for the remaining 1.6 acres as the area reclaimed and irrigated in completion of the above-stated inchoate right.

Claimant is allowed a right to the use of 0.05 cubic foot per second of water from Squaw Creek, with a priority of December, 1908, for storage in Squaw Lake Reservoir and for domestic and stock use and for the irrigation through Thurman and Collins Ditch of:

1.6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 1,
Tp. 41 S., R. 4 W., W. M.,
Jackson County, Oregon

Gerald W. Buck, Jacksonville, Oregon:

Claimant is successor in part to the Estate of Terrence P. Byrne whose inchoate rights to the use of water from Squaw Creek are set out in Paragraph 285 next preceding.

Claimant's predecessor, Terrence P. Byrne, was also allowed vested rights to the use of water from Squaw Creek which are set out in Paragraph 285 next preceding.

Claimant has submitted proof wherein he states that said inchoate rights have been completed for domestic, stock, and storage use and by irrigation to the extent of 22.8 acres, to-wit: 5.7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 13.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 0.6 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

The area claimed in the proof of 13.8 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W., W. M., is covered by the above-stated vested right; therefore, no allowance will be made thereon. No allowance will be made herein for the 5.7 acres claimed in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W., W. M., as said irrigated tract is not the property of the claimant. No allowance will be made for the 2.7 acres claimed in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 1, as this tract did not belong to the claimant's predecessor and was not included in the Rogue River Decree.

Claimant is allowed a right to the use of 0.02 cubic foot per second of water from Squaw Creek, with a priority of December, 1908, for storage in Squaw Lake Reservoir, and for domestic and stock use and for the irrigation through Byrne Ditch of:

0.6 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 1,
 Tp. 41 S., R. 4 W., W. M.,
 Jackson County, Oregon

Grace Lewis, Jacksonville, Oregon:

Claimant is successor in part to Terrence P. Byrne whose inchoate right to the use of water from Squaw Creek is set out in Paragraph 285 supra.

Claimant is also successor to Mrs. Louise Harr whose vested right is set out in the Rogue River Decree on Page 33, Column 2, under Proof 998, as follows: "Priority 1876; 0.67 second foot; for Irrigation of 20 acres, and Domestic, Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: 6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 41 S., R. 4 W. W. M.; 2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 41 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she asserts the above-stated vested right but makes no claim under the above inchoate right. No allowance will be made herein therefor.

A. E. Collins, Jacksonville, Oregon:

Claimant was allowed an inchoate right to the use of water from Squaw Creek which is set out in the Rogue River Decree on Page 53, Column 2, under Proof 995, as follows: "Priority Dec., 1908; 0.40 second foot; for Irrigation of 12 acres, and Stock and Storage; Thurman & Collins ditch and Squaw Lake reservoir; Description of place of use: To be irrigated, 12 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Tp. 40 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant was also allowed a vested right to the use of water from Squaw Creek which is set out in the Rogue River Decree on Page 33, Column 2, under Proof 995, as follows: "Priority 1876; 0.50 second foot; for Irrigation of 15 acres, and Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Tp. 40 S., R. 4 W. W. M., Jackson County, Oregon." and under Proof 996, as follows: "Priority 1872; 0.14 second foot; for Irrigation of 4 acres; Collins ditch; Description of place of use: 4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Tp. 40 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted an unattested proof wherein he asserts the above-stated vested right. In said proof no claim is made for lands irrigated in completion of the above-stated inchoate right, and no allowance will be made herein therefor.

Raymond Phillips, Jacksonville, Oregon:

Claimant is successor to John Haskins whose inchoate right to the use of water from Squaw Creek is set out in the Rogue River Decree on Page 53, Column 2, under Proof 997, as follows: "Priority 1908; 0.34 second foot; for Irrigation of 10 acres, and Domestic and Stock; Haskins ditch; Description of place of use: To be irrigated, 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 41 S., R. 2 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Tp. 41 S., R. 2 W., W. M.

Claimant is allowed a right to the use of 0.34 cubic foot per second of water from Squaw Creek, through Haskins Ditch, with a priority of 1908, for domestic and stock use and for the irrigation of:

10 acres in Lot 6 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
Sec. 6,
Tp. 41 S., R. 2 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof with description amended to conform with the United States land survey.

Clark D. Barr, c/o Harry D. Barr, Jacksonville, Oregon:

Claimant is successor to P. F. Swayne whose inchoate right to the use of water from Squaw Creek is set out in the Rogue River Decree on Page 53, Column 2, under Proof 999, as follows: "Priority Dec., 1908; 0.94 second foot; for Irrigation of 28 acres, and Domestic, Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: To be irrigated, 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 $\frac{1}{2}$ acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 1 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Tp. 40 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 28 acres, to-wit: 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 1.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 1 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Tp. 40 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.94 cubic foot per second of water from Squaw Creek, with a priority of December, 1908, for storage in Squaw Lake Reservoir and for domestic and stock use and for the irrigation of 28 acres through Thurman & Collins Ditch located as follows:

11.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 10.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 1.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 0.8 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$
 3.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 36,
 Tp. 40 S., R. 4 W., W. M.,
 Jackson County, Oregon,

being the full amount claimed in the proof.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

THOMPSON CREEK

E. B. Hogan, P. A. Hogan, Olive Hogan, R. U. Chambers, Applegate, Oregon:

Claimants are successors to M. D. Hogan whose inchoate right to the use of water from Thompson Creek is set out in the Rogue River Decree on Page 53, Columns 2 and 3, under Proof 1011, as follows: "Priority 1907; 0.56 second foot; for Irrigation of 39 acres; Smith ditch; Description of place of use: Irrigated, 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32; To be irrigated, 3 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 39 acres, to-wit: 23 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 22.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

Claimants are allowed a right to the use of 0.55 cubic foot per second of water from Thompson Creek, through Smith Ditch, with a priority of 1907, for the irrigation of 38.5 acres located as follows:

2.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
5.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
9.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$
lying East of Thompson Creek
22.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 32,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

(For right to the use of water from O'Brien and Sturgis Forks of Carberry Fork of the Applegate River for the irrigation of the foregoing land, see Paragraph 303 infra.)

292.

David C. Courtney, Eva L. Courtney, and Eva T. Moran, Applegate, Oregon:

Claimants are successors to Oscar Knox and C. C. Presley whose inchoate right to the use of water from Thompson Creek is set out in the Rogue River Decree on Page 53, Column 3, under Proof 1012, as follows: "Priority 1907; 0.43 second foot; for Irrigation of 30 acres; Smith ditch; Description of place of use: Irrigated, 15 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8; 7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon; To be irrigated, 8 acres in same subdivisions."

Claimants' predecessors were allowed a vested right to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 1, under Proof 1018, as follows: "Priority 1878; 0.29 second foot; for Irrigation of 17 acres, and Domestic and Stock; Loudon ditch; Description of place of use: 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8; 2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 23.7 acres, to-wit: 20.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W., W. M. Claimants also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 19.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 5, of which 2 acres are covered by the above-stated vested right. Allowance will be made herein only for the remaining 17.6 acres reclaimed and irrigated in completion of the inchoate right in so far as the tract in question is concerned.

Claimants are allowed a right to the use of 0.29 cubic foot per second of water from Thompson Creek, through Smith Ditch, with a priority of 1907, for the irrigation of 20.6 acres located as follows:

17.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
3.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 5,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

(For claimants' rights to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, see Paragraph 307 infra.)

293.

Frank Knutzen, Applegate, Oregon:

Claimant is successor in part to D. W. Knutzen whose inchoate right to the use of water from Thompson Creek is set out in the Rogue River Decree on Page 53, Column 3, under Proof 1014, as follows: "Priority 1903; 0.18 second foot; for Irrigation of 12 $\frac{1}{2}$ acres; Knutzen & Gordon ditch; Description of place of use: Irrigated, 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; To be irrigated, 6 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water from Thompson Creek, through Knutzen and Gordon Ditch, with a priority of 1903, for the irrigation of:

6.0 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 28,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

(For right to use of water from O'Brien and Sturgis Forks of Carberry Creek of Applegate River for the irrigation of 6 acres in the foregoing tract, see Paragraph 309 infra.)

Warren D. Mee, Applegate, Oregon:

Claimant is successor in part to D. W. Knutzen whose inchoate right to the use of water from Thompson Creek is set out in Paragraph 293 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 6.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water from Thompson Creek, through Knutzen and Gordon Ditch, with a priority of 1903, for the irrigation of:

6.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 28,
 Tp. 38 S., R. 4 W., W. M.,
 Jackson County, Oregon,
 being within the following-described tract:
 Beginning at the NE corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 28;
 thence South 9 rods to the upper bank of the Hinkle Ditch;
 thence Southwesterly along said upper bank 78 rods; thence
 Northwesterly 31 rods to a laurel tree at the county road;
 thence along the county road Northeasterly 31 rods to the
 South line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section; thence East 65
 rods to the place of beginning,

being the full amount claimed in the proof.

(For a right to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River for the irrigation of 10 acres in the foregoing tract, see Paragraph 313 infra.)

L. E. and A. C. Millard, Applegate, Oregon:

Claimants are successors to J. J. Knutzen whose inchoate right to the use of water from Thompson Creek is set out in the Rogue River Decree on Page 53, Column 3, under Proof 1016, as follows: "Priority 1907; 0.72 second foot; for Irrigation of 50 acres; Smith ditch; Description of place of use: To be irrigated, 50 acres in NE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they assert a vested right for the irrigation of 50 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W., W. M. In this the claimants are in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimants in their proof accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found a total irrigated area of 35.6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 5, which will be considered in these findings as the area reclaimed and irrigated in so far as the tracts in question are concerned.

Claimants are allowed a right to the use of 0.51 cubic foot per second of water from Thompson Creek, through Smith Ditch, with a priority of 1907, for the irrigation of 35.6 acres located as follows:

8.6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
10.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
17.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 5,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon

(For supplemental right to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, see Paragraph 311 infra.)

KENNY CREEK

296.

C. W. Culy, Jacksonville, Oregon:

Claimant was allowed an inchoate right to the use of water from Kenny Creek which is set out in the Rogue River Decree on Page 53, Column 3, under Proof 990, as follows:

"Priority 1908; 0.40 second foot; for Irrigation of 20 acres; Culy ditch; Description of place of use: To be irrigated, 20 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 40 S., R. 3 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right by irrigation to the extent of 7.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 40 S., R. 3 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.15 cubic foot per second of water from Kenny Creek, through Culy Ditch, with a priority of 1908, for the irrigation of:

7.3 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$
North and West of Applegate River
Sec. 18,
Tp. 40 S., R. 3 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

297.

Thompson Creek Irrigation Association, Applegate, Oregon:

The Thompson Creek Irrigation Association was allowed inchoate rights to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River which are set out in the Rogue River Decree on Page 53, Column 3, as follows: "Priority 1857; 2.50 second feet; Priority 1906; 6.25 second feet; for Irrigation of 934 acres, and Domestic and Stock; Thompson Creek Irrigation Association ditch." This is followed by a list of landowners and members of the association with descriptions of lands irrigated and to be irrigated by each.

Proofs have been submitted by persons, firms, and corporations under the foregoing inchoate rights allowed the Thompson Creek Irrigation Association, claiming a right for domestic and stock use and for the irrigation of 861.8 acres. The several rights allowed herein to the claimants submitting said proofs aggregate 2.26 cubic feet per second with a priority of 1857 and 5.64 cubic feet per second with a priority of 1906 for the irrigation of 842.4 acres.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

The following are statements of the claims contained in said proofs, together with the lands owned and irrigated by each claimant under the above inchoate rights and the allowance made thereon.

298.

Errol I. Smith, Administrator, and John E. Smith, Applegate, Oregon:

Claimants are successors to John Bingham whose lands, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, are set out in the Rogue River on Page 53, Column 3, and Page 54, Column 1, under Proof 1056, as follows: "12 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 12 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 18 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted an amendment to a proof filed by their immediate predecessor, Ella F. Bingham, wherein they state that the said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 42 acres, to-wit: 18 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 15.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 8.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W., W. M.

Claimants are allowed a right to the use of 0.11 cubic foot per second of water with a priority of 1857 and 0.28 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 42.0 acres located as follows:

8.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
15.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
18.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 24,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

Of the foregoing right, that appurtenant to 7 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 18 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W., W. M., is supplemental to vested rights allowed the claimants' predecessors, Jas. Bingham and John Bingham, to the use of water from Thompson Creek which are set out in the Rogue River Decree on Page 33, Column 3, under Proofs 1003 and 1004, as follows: "Priority 1882; 0.52 second foot; for Irrigation of 36 acres, and Domestic and Stock; Houston ditch; Description of place of use: 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 21 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon." and "Priority 1872; 0.14 second foot; for Irrigation of 7 acres, and Domestic and Stock; John S. Miller ditch; Description of place of use: 7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.

299.

Clarence P. and Myrtle N. Gassaway, Applegate, Oregon:

Claimants are successors to M. F. Bingham whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree

on Page 54, Column 1, under Proof 1048, as follows: "25 acres in NE $\frac{1}{2}$ SW $\frac{1}{2}$; 25 acres in SE $\frac{1}{2}$ SW $\frac{1}{2}$; 5 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 18; 15 acres in NE $\frac{1}{2}$ NW $\frac{1}{2}$; 15 acres in NW $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 19, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 52.2 acres, to-wit: 11.7 acres in NW $\frac{1}{2}$ NW $\frac{1}{2}$; 15.0 acres in NE $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 19; 4.8 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$; 20.7 acres in SE $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 18, Tp. 39 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.14 cubic foot per second of water with a priority of 1857 and 0.35 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 52.2 acres located as follows:

4.8 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$
20.7 acres in SE $\frac{1}{2}$ SW $\frac{1}{2}$
Sec. 18;
15.0 acres in NE $\frac{1}{2}$ NW $\frac{1}{2}$
11.7 acres in Lot 1 (NW $\frac{1}{2}$ NW $\frac{1}{2}$)
Sec. 19,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The foregoing description has been amended to conform with the United States land survey.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 4.8 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$, 20.7 acres in SE $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 18, and 11.7 acres in Lot 1, Sec. 19, the foregoing right is supplemental to vested rights allowed claimants' predecessor, M. F. Bingham, to the use of water from Thompson Creek and Nine Mile Creek which are set out in the Rogue River Decree on Page 33, Column 3, and Page 34, Column 2, under Proofs 1005 and 1027, respectively, as follows: "Priority 1901; 0.40 second foot; for Irrigation of 28 acres, and Domestic and Stock; James Rock ditch; Description of place of use: 10 acres in NW $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 19; 3 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$; 15 acres in SE $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 18, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon.

"Priority 1895; 0.26 second foot; for Irrigation of 13 acres, and Domestic and Stock; 0.39 second foot (supplemental to Jas. Rock ditch); for Irrigation of 27 acres, and Domestic and Stock; Nine Mile ditch; Description of place of use: 10 acres in NE $\frac{1}{2}$ NW $\frac{1}{2}$; 7 acres in NW $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 19; 13 acres in SE $\frac{1}{2}$ SW $\frac{1}{2}$; 10 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 18, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season.

300.

Herbert Elmore and Bessie Elmore, Applegate, Oregon:

Claimants are successors to Horace R. Bliven whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, under Proof 1007, as follows: "15 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 14.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.04 cubic foot per second of water with a priority of 1857 and 0.10 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of:

14.3 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$
lying West of Thompson Creek
Sec. 32,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

301.

Pauline, Herbert, and Bessie Elmore, Applegate, Oregon:

Claimants are successors to the Estate of C. H. Elmore whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, under Proof 1055, as follows: "20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 73.3 acres, to-wit: 27.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 6.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 39 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W., W. M. Claimants in their proof accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. The total amount claimed in the proof exceeds the inchoate right allowed in the decree by 1.3 acres for which no allowance will be made herein.

Claimants are allowed a right to the use of 0.19 cubic foot per second of water with a priority of 1857 and 0.48 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 72 acres located as follows:

26.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
6.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
39.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 32,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

The inchoate right which is found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 18.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 6.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 39 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, the foregoing right is supplemental to a vested right allowed claimants' predecessor to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 33, Column 3, under Proof 1008, as follows: "Priority Sept. 15, 1905; 1.03 second feet; for Irrigation of 72 acres, and Stock; Elmore ditch; Description of place of use: 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.

Edwin B. Hawkins and Claude L. Hawkins, Applegate, Oregon:

Claimants are successors to Daniel Hilkey whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, under Proof 1050, as follows: "10 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; 40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 11 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32; 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 83 acres, to-wit: 40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 11 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32; 8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; 19 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 38 S., R. 4 W., W. M. The total amount claimed in the proof exceeds the inchoate right allowed in the decree by 11 acres for which no allowance will be made herein.

Claimants are allowed a right to the use of 0.19 cubic foot per second of water with a priority of 1857 and 0.48 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 72 acres located as follows:

8.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
 3.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 29;
 39.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
 8.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 32;
 13.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 33,
 Tp. 38 S., R. 4 W., W. M.,
 Jackson County, Oregon

The inchoate right allowed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 2.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 3.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; 39.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, and 3.7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 38 S., R. 4 W., W. M., the foregoing right supplements a vested right allowed claimants' predecessor to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 33, Column 3,

under Proof 1013, as follows: "Priority 1863; 1.03 second feet; for Irrigation of 72 acres, and Domestic and Stock; Weintrout ditch; Description of place of use: 40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 11 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32; 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; 10 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.

303.

E. B. Hogan, P. A. Hogan, Olive Hogan, and R. U. Chambers, Applegate, Oregon:

Claimants are successors to M. D. Hogan whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, under Proof 1049, as follows: "27 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 22 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 74 acres, to-wit: 26.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 22 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

No allowance is made to claimants for 3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W., W. M., for the reason that the allowance made to Pauline, Herbert, and Bessie Elmore includes said land (see Paragraph 301).

Claimants are allowed a right to the use of 0.19 cubic foot per second of water with a priority of 1857 and 0.48 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 72 acres located as follows:

26 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
9 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$
lying East of Thompson Creek
22 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 32,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 1.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 2.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 9 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of Thompson Creek, and 22 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 32, the foregoing right is supplemental to a right allowed claimants to the use of water from Thompson Creek which is set out in Paragraph 291 supra and to a vested right allowed the claimants' predecessor which is set out in the Rogue River Decree on Page 33, Column 3, under Proof 1010, as follows: "Priority 1890; 0.31 second foot; for Irrigation of 21 $\frac{1}{2}$ acres, and Stock; Harrington ditch; Description of place of use: 12 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 9 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.014 cubic foot per second of water for each acre irrigated during the irrigation season.

304.

S. L. Johnston (successor to Mrs. Mary B. Orr), Applegate, Oregon:

Claimant's land, which is covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, under Proof 1053, as follows: "31 $\frac{1}{2}$ acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 19 $\frac{1}{2}$ acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 11 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 28 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon; 35 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 80.0 acres, to-wit: 25.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 19.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 9.8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 25.7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 4 W., W. M.

Claimant is allowed a right to the use of 0.22 cubic foot per second of water with a priority of 1857 and 0.54 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of the Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 80 acres located as follows:

25.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
19.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
9.8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
25.7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 18,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 8.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 1 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 16 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, said Sec. 18, the right allowed herein is supplemental to the vested right allowed claimant's predecessor, Mrs. Mary B. Orr, to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 1, under Proof 1009, as follows: "Priority 1869; 0.43 second foot; for Irrigation of 30 acres, and Domestic and Stock; Steve Oyster ditch; Description of place of use: 8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 16 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water per acre for each acre irrigated during the irrigation season.

305.

Charles W. Reams, Medford, Oregon:

Claimant is successor to G. S. Kindle whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, as follows: "12 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 13 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof in which he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 26.9 acres, to-wit: 14.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 12.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 4 W., W. M. The foregoing claim exceeds the allowance made in the Rogue River Decree by 1.9 acres. Therefore, allowance is made herein for only 12.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 5.

Claimant is allowed a right to the use of 0.07 cubic foot per second of water with a priority of 1857 and 0.17 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 25 acres located as follows:

12.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
12.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 18,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon

The inchoate right found completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 6 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 18, the foregoing right supplements a vested right allowed claimant's predecessor to the use of water from Dry Gulch which is set out in the Rogue River Decree on Page 34, Column 3, under Proof 1034, as follows: "Priority 1900; 0.12 second foot; for Irrigation of 6 acres, and Domestic use; Kindle ditch; Description of place of use: 6 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season.

306.

Ada A. Poellnitz, 1121 E. Main Street, Medford, Oregon:

Claimant is successor in part to Oscar Knox and C. C. Presley whose lands, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, are set out in the Rogue River Decree on Page 54, Column 1, under Proof 1052, as follows: "3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8; 2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6; 15 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 25 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 45.2 acres, to-wit: 8.9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6; 21.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 15.3 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.12 cubic foot per second of water with a priority of 1857 and 0.30 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 45.2 acres located as follows:

8.9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 6;
21.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
15.3 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 7,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

307.

David C. Courtney, Eva L. Courtney, and Eva T. Moran, Applegate, Oregon:

Claimants are successors in part to Oscar Knox and C. C. Presley whose lands, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, are set out in Paragraph 306 next preceding.

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 17 acres, to-wit: 14.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 1.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, and 1.3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.05 cubic foot per second of water with a priority of 1857 and 0.11 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 17 acres located as follows:

1.3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 5;
1.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
14.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 8,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

The foregoing right supplements a vested right allowed claimants' predecessors to the use of water from Thompson Creek as set out in the Rogue River Decree on Page 34, Column 1, under Proof 1018, as follows: "Priority 1878; 0.29 second foot; for Irrigation of 17 acres, and Domestic and Stock; Loudon ditch; Description of place of use: 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8; 2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon." It also supplements the right allowed claimants to the use of water from Thompson Creek which is set out in Paragraph 292 supra.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.017 cubic foot per second of water for each acre irrigated during the irrigation season.

308.

Henry M. Bennett and Blanche L. Bennett, Applegate, Oregon:

Claimants are successors to Anna Knutzen whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, as follows: "28 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 23.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.06 cubic foot per second of water with a priority of 1857 and 0.16 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of:

23.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 28,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

309.

Frank Knutzen, Applegate, Oregon:

Claimant is successor in part to D. W. Knutzen whose lands, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, are set out in the Rogue River Decree on Page 54, Column 1, under Proof 1057, as follows: "30 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 14 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; 30 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 31 acres, to-wit: 6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; 25 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.08 cubic foot per second of water with a priority of 1857 and 0.21 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 31 acres located as follows:

6 acres in $S\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$
Sec. 28;
25 acres in $S\frac{1}{2}$ $N\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ and $S\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$
Sec. 29,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

(For claimant's rights to the use of water from Thompson Creek for the irrigation of 6 acres in $S\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$ of said Sec. 28, see Paragraph 293 supra.)

310.

Mrs. Jessie M. Kinsman, Applegate, Oregon:

Claimant is successor in part to D. W. Knutzen whose lands, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, are set out in Paragraph 309 next preceding.

Claimant has submitted proof wherein she states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 43 acres, to-wit: 30 acres in $NW\frac{1}{4}$ $SW\frac{1}{4}$; 8 acres in $SW\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 28; 5 acres in $SE\frac{1}{4}$ $SE\frac{1}{4}$, Sec. 29, Tp. 38 S., R. 4 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.12 cubic foot per second of water with a priority of 1857 and 0.29 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 43 acres located as follows:

30 acres in $NW\frac{1}{4}$ $SW\frac{1}{4}$
8 acres in $N\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$
Sec. 28;
5 acres in $N\frac{1}{2}$ $N\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$
Sec. 29,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

L. E. and A. C. Millard, Applegate, Oregon:

Claimants are successors to J. J. Knutzen whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, under Proof 1051, as follows: "50 acres in NE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 35 acres, to-wit: 8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 17 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 39 S., R. 4 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.09 cubic foot per second of water with a priority of 1857 and 0.23 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 35 acres located as follows:

8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 17 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 5,
 Tp. 39 S., R. 4 W., W. M.,
 Jackson County, Oregon,

being the full amount claimed in the proof.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

The foregoing right is supplemental to the right allowed claimants to the use of water from Thompson Creek as set out in Paragraph 295 supra. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.

Lyda Mee and Anderson Mee, Applegate, Oregon:

Claimants' land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 1, under Proof 1054, as follows: "20 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 14 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimants have submitted proof wherein they state that they have completed said inchoate right for domestic and stock use and for irrigation to the extent of 53 acres, to-wit: 6 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 28 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 13 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W., W. M. Claimants also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 5.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 13.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 7, which will be considered in these findings as the areas reclaimed and irrigated in so far as the tracts in question are concerned.

Claimants are allowed a right to the use of 0.14 cubic foot per second of water with a priority of 1857 and 0.35 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 52.8 acres located as follows:

13.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
 5.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 28.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
 6.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 7,
 Tp. 39 S., R. 4 W., W. M.,
 Jackson County, Oregon

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 13 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 5.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 7, the foregoing right is supplemental to the vested right allowed claimants to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 1, under Proof 1020, as follows: "Priority 1869; 0.20 second foot; for Irrigation of 10 acres, and Domestic and Stock; Priority 1872; 0.18 second foot; for Irrigation of 9 acres, and Domestic and Stock; J. W. Mee ditches No. 1 and No. 2; Description of place of use: 8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon." It is also supplemental

to the vested right allowed claimants to the use of water from Darniel Gulch which is set out in the Rogue River Decree on Page 34, Column 2, under Proof 1026, as follows: "Priority 1873; 0.13 second foot; for Irrigation of 5 acres, and Domestic and Stock; James Mee ditch; Description of place of use: 5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season, except for the 5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 7, under the above-stated vested right from Darniel Creek which will be limited to a total diversion from all sources not to exceed 0.026 cubic foot per second for each acre irrigated during the irrigation season.

313.

Warren D. Mee, Applegate, Oregon:

Claimant's land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Columns 1 and 2, under Proof 1046, as follows: "20 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that he has completed said inchoate right for domestic and stock use and by irrigation to the extent of 110 acres, to-wit: 10 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 16.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 3.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 19.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 26.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 22.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W., W. M.

Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.30 cubic foot per second of water with a priority of 1857 and 0.74 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through the Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 110 acres located as follows:

10.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
3.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
19.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
12.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
22.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
16.4 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$
described as follows:

Beginning at the NE corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 28, Tp. 38 S., R. 4 W., W. M.; thence South 9 rods to the upper bank of the Hinkle Ditch; thence Southwesterly along said upper bank 78 rods; thence Northwesterly 31 rods to a laurel tree at the county road; thence along the county road northeasterly 31 rods to the South line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section; thence East 65 rods to the place of beginning;

26.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 28,
Tp. 38 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 1.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 12 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 14 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 28, the foregoing right is supplemental to the vested rights allowed the claimant to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 1, Proof 1023, as follows: "Priority 1872; 0.65 second foot; for Irrigation of 45 acres and Domestic and Stock; Hinkle ditch; Description of place of use: 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 9 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 14 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.

314.

Chester Lou Balderston, Applegate, Oregon:

Claimant is successor to Fritz Ruch whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 2, as follows: "6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W. W. M., Jackson County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed for domestic and stock use and by irrigation to the extent of 22 acres, to-wit: 6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Tp. 39 S., R. 4 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.06 cubic foot per second of water with a priority of 1857 and 0.15 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 22 acres located as follows:

8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 7,
Tp. 39 S., R. 4 W., W. M.,
Jackson County, Oregon,

being the full amount claimed in the proof.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

315.

Chester York Estate by Wilma Messinger, Applegate, Oregon:

Claimant is successor to W. C. Sparks whose land, covered by the above-stated inchoate right of the Thompson Creek Irrigation Association to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, is set out in the Rogue River Decree on Page 54, Column 2, as follows: "40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein a vested right to 10 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 10 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Tp. 39 S., R. 5 W., W. M., is asserted. In this the claimant is in error in that the right in question was allowed subject to the provisions of Paragraph 7 of the Rogue River Decree which includes only inchoate rights. Claimant also states that the above inchoate right has been completed for domestic and stock use and by irrigation to the extent of 15.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, said Sec. 36. Claimant in the proof accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom. Said survey found an irrigated area of 25.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ which will be considered in these findings as the areas reclaimed and irrigated in so far as the tracts in question are concerned.

Claimant is allowed a right to the use of 0.09 cubic foot per second of water with a priority of 1857 and 0.22 cubic foot per second of water with a priority of 1906, from O'Brien and Sturgis Forks of Carberry Fork of Applegate River, through Thompson Creek Irrigation Association Ditch, for domestic and stock use and for the irrigation of 33.4 acres located as follows:

25.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
8.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 36,
Tp. 39 S., R. 5 W., W. M.,
Josephine County, Oregon

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second, or its equivalent in case of rotation, for each acre irrigated during the irrigation season.

To the extent of 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, the foregoing right is supplemental to a vested right allowed claimant's predecessor to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 2, under Proof 1044, as follows: "Priority 1876; 0.34 second foot; for Irrigation of 20 acres, and Stock; Beckner ditch; Description of place of use: 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Tp. 39 S., R. 5 W. W. M., Josephine County, Oregon."

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.017 cubic foot per second of water for each acre irrigated during the irrigation season.

316.

Elmer Ross, Applegate, Oregon:

On behalf of Elmer Ross of Applegate, Oregon, attention has been called by one S. L. Johnston to an alleged error in the Rogue River Decree wherein, on Page 54, Column 1, said S. L. Johnston is allowed an inchoate right to the use of water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River for the irrigation of 35 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W., W. M., Josephine County, Oregon. It is stated by said S. L. Johnston that said right should have been in the name of Walter Miller, predecessor to said Elmer Ross, and that said land should have been described as being in the SE $\frac{1}{4}$ of said Sec. 24.

Although the statement of said S. L. Johnston would justify a claim by said Elmer Ross, there has been, in fact, no proof received from him to cover the land in question. Therefore, no allowance can be made herein thereon.

JUMP-OFF-JOE CREEK

317.

C. T. Hansen, Route 1, Box 525, Grants Pass, Oregon:

Claimant is successor to E. C. Neely and Florence M. Cochran, whose inchoate right to the use of water from Jump-off-Joe Creek is set out in the Rogue River Decree on Page 54, Column 2, under Proof 535, as follows: "Priority 1904; 0.86 second foot; for Irrigation of 60

acres; Neely ditch; Description of place of use: Lands to be irrigated: 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 20 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; 20 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 68 acres, to-wit: 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 13 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Tp. 35 S., R. 6 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Said survey found an irrigated area of only 2.6 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Tp. 35 S., R. 6 W., W. M., which will be considered in these findings as the area reclaimed and irrigated in so far as the tract in question is concerned.

No allowance will be made for 5 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 13 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, said Sec. 2, which tracts are not included in the above inchoate right.

Claimant is allowed a right to the use of 0.47 cubic foot per second of water from Jump-off-Joe Creek, through Neely Ditch, with a priority of 1904, for the irrigation of 32.6 acres located as follows:

30.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
2.6 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 2,
Tp. 35 S., R. 6 W., W. M.,
Josephine County, Oregon

The inchoate right found to be completed in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 2, is fixed to conform with the irrigated area as explained in Paragraph 7.

318.

Willard D. Bonney, Route 1, Box 724, Grants Pass, Oregon:

Claimant is successor to the Swastika Mining Co. whose inchoate right to the use of water from Jump-off-Joe Creek is set out in the Rogue River Decree on Page 54, Column 2, under Proof 565, as follows: "Priority 1908; 0.22 second foot; for Irrigation of 15 acres; Brown or Pollock ditch; Description of place of use: Lands to be irrigated: 5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Tp. 34 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 10 acres, to-wit: 2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Tp. 34 S., R. 5 W., W. M. Claimant in his proof also accepts a map prepared from a survey made by Tom R. Pearce, registered engineer of Grants Pass, Oregon, under the direction of the State Engineer, as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.15 cubic foot per second of water from Jump-off-Joe Creek, through Brown or Pollock Ditch, with a priority of 1908, for the irrigation of 10 acres located as follows:

1.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
8.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
all lying South of Jump-off-Joe Creek
Sec. 32,
Tp. 34 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The inchoate right which is found to be completed herein is fixed to conform with the irrigated areas as explained in Paragraph 7.

319.

Charles E. Metz and Henrietta E. Metz, Route 1, Box 756, Grants Pass, Oregon:

Claimants are successors to the Three Pines Timber Co. whose inchoate right to the use of water from Jump-off-Joe Creek is set out in the Rogue River Decree on Page 54, Column 2, under Proof 539, as follows: "Priority 1908; 0.55 second foot; for Irrigation of 38 $\frac{1}{2}$ acres; Brown or Pollock ditch; Description of place of use: Lands to be irrigated, 12 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 18 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Tp. 35 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 1.8 acres, to-wit: 0.2 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 1.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Tp. 35 S., R. 5 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.03 cubic foot per second of water from Jump-off-Joe Creek, through Brown or Pollock Ditch, with a priority of 1908, for the irrigation of 1.8 acres located as follows:

0.2 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$
1.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 4,
Tp. 35 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

BUMMER GULCH

320.

Merle Gilbert and F. Burton, Merlin, Oregon:

Claimants are successors to the Lemuel T. Green Estate whose inchoate right to the use of water from Bummer Gulch is set out in the Rogue River Decree on Page 54, Column 2, under Proof 544, as follows: "Priority Feb., 1907; 0.29 second foot; for Irrigation of 20 acres;

Bummer Gulch ditch; Description of place of use: Lands irrigated, 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 35 S., R. 6 W. W. M.; Lands to be irrigated, 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 35 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof which was accepted under the provisions of a special order of the State Engineer recorded in Volume 3, Page 368, Special Order Record of the State Engineer, and set out in Paragraph 4 supra. In their proof claimants state that said inchoate right has been completed by irrigation to the extent of 8.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Tp. 35 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.12 cubic foot per second of water from Bummer Gulch, through Bummer Gulch Ditch, with a priority of February, 1907, for the irrigation of:

8.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 5,
Tp. 35 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

GRAVE CREEK

321.

Mary Kerns, Grave Creek, Oregon:

Claimant is successor to L. A. Lewis whose inchoate right to the use of water from Grave Creek is set out in the Rogue River Decree on Page 54, Column 3, under Proof 578, as follows: "Priority 1908; 0.17 second foot; for Irrigation of 10 acres; Browning ditch; Description of place of use: Lands to be irrigated, 5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8; 5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Tp. 34 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been completed by irrigation to the extent of 10 acres, to-wit: 4.7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8; 4.6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.7 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Tp. 34 S., R. 5 W., W. M. Claimant in her proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.17 cubic foot per second of water from Grave Creek, through Browning Ditch, with a priority of 1908, for the irrigation of 10 acres located as follows:

4.7 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 8,

described as follows:

Commencing at the NE corner of Sec. 8, Tp. 34 S., R. 5 W.,
W. M., and running thence West 5.84 chains; thence South
9.13 chains; thence West 4.50 chains; thence South 16° West
11.35 chains; thence South to center of Grave Creek; thence
following the center of Grave Creek up-stream to the point
of its intersection with the East line of said Sec. 8; thence
North on said section line to place of beginning;

4.6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$

0.7 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ North of Grave Creek

Sec. 9,

Tp. 34 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The inchoate right which is found to be completed herein is fixed to conform with
the irrigated areas as explained in Paragraph 7.

322.

W. S. and Ethel M. Stanwood (successors to E. H. Boden and Sarah E. Boden), P. O. Box 723,
Santa Barbara, California:

Claimants are successors to Fidelia A. Lane who was allowed a vested right to the
use of water from Grave Creek which is set out in the Rogue River Decree on Page 37, Column 2,
under Proof 577, as follows: "Priority May, 1907; 0.20 second foot; for Irrigation of 10
acres; Browning ditch (permissive use); Description of place of use: 6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres
in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, Tp. 34 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants' immediate predecessors, E. H. Boden and Sarah F. Boden, have submitted
proof wherein they assert the above-stated vested right and claim that they have completed
an inchoate right by irrigation to the extent of 4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, Tp. 34 S., R. 5
W., W. M.

No additional allowance will be made herein for said 4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ for the
reason that no inchoate right was allowed in the decree therefor.

323.

Mattie M. Patton, Leland, Oregon:

Claimant is successor to E. G. Patton whose inchoate right to the use of water from
Grave Creek is set out in the Rogue River Decree on Page 54, Column 3, under Proof 584, as
follows: "Priority 1908; 0.07 second foot; for Irrigation of 4 acres; Browning ditch; De-
scription of place of use: Lands to be irrigated: 4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, Tp. 34 S.,
R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein she states that said inchoate right has been
completed by irrigation to the extent of 4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, Tp. 34 S., R. 5 W.,
W. M.

Claimant also states in her proof that water is used for mining and milling purposes. No provision is made in the Rogue River Decree for such use by claimant's predecessor, and no allowance will be made herein therefor.

Claimant is allowed a right to the use of 0.07 cubic foot per second of water from Grave Creek, through Browning Ditch, with a priority of 1908, for the irrigation of:

4 acres below the Browning ditch in that part of the following-described property in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8,

Tp. 34 S., R. 5 W., W. M.,
Josephine County, Oregon:
Commencing 7.72 chains West of the NE corner of Sec. 8, Tp. 34 S., R. 5 W., W. M.; thence South 16° West 20.75 chains; thence West 6.50 chains; thence South about 120 feet to a point 30 feet East of the NE corner of the Town of Placer; thence West 30 feet to the NE corner of the Town of Placer; thence South 78° West 460 feet to the NE corner of Lot 2, in Block 5, Town of Placer; thence North 12° West 700 feet; thence South 48 3/4° West 705 feet; thence North to the North line of Sec. 8; thence East to beginning,

being the full amount claimed in the proof for irrigation.

324.

J. D. and Georgie Wimer, Grave Creek, Oregon:

Claimants are successors in part to Lizzie Williams whose inchoate right to the use of water from Grave Creek is set out in the Rogue River Decree on Page 54, Column 3, under Proof 586, as follows: "Priority 1908; 0.77 second foot; for Irrigation of 46 acres; Harkness ditch; Description of place of use: Lands to be irrigated, 20 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 6 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12; 8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 34 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 0.7 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W., W. M. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.01 cubic foot per second of water from Grave Creek, through Harkness Ditch, with a priority of 1908, for the irrigation of:

0.7 acre in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12,

Tp. 34 S., R. 6 W., W. M.,
Josephine County, Oregon,
described as follows:
Beginning at a point 250 feet East of the NW corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W., W. M.; thence running South 1,320 feet to the East and West subdivision line through the center of said Sec. 12; thence East 250 feet; thence Northeasterly 1,480 feet to a point which is 900 feet East of the point of beginning; thence West 900 feet to the point of beginning,

being the full amount claimed in the proof under said inchoate right.

H. G. Chapman, 229 West 15th Street, Long Beach, California:

Claimant is successor in part to Lizzie Williams whose inchoate right to the use of water from Grave Creek is set out in Paragraph 324 next preceding.

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 1.6 acres, to-wit: 0.6 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, and 1 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W., W. M. Claimant in his proof also accepts a map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.03 cubic foot per second of water from Grave Creek, through Harkness Ditch, with a priority of 1908, for the irrigation of 1.6 acres located as follows:

0.6 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 11;
 1.0 acre in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 12,
 Tp. 34 S., R. 6 W., W. M.,
 Josephine County, Oregon,
 described as follows:
 Commencing at a point from which the N $\frac{1}{4}$ corner of Sec. 11,
 Tp. 34 S., R. 6 W., W. M., bears North 41° 17' West 9.677
 chains; thence South 58° 25' East 1,549.4 feet to the point
 of beginning; thence South 62° 53' East 1,320 feet; thence
 North 628.5 feet; thence North 62° 53' West 1,320 feet; thence
 South 628.5 feet to the point of beginning,

being the full amount claimed in the proof under said inchoate right.

Jefferson and Mary Wimer, Leland, Oregon:

Claimants are successors in part to Lizzie Williams whose inchoate right to the use of water from Grave Creek is set out in Paragraph 324 supra.

Claimants' predecessor was also allowed a vested right to the use of water from Grave Creek which is set out in the Rogue River Decree on Page 37, Column 3, as follows:
 "Priority 1863; 0.97 second foot; for Irrigation of 58 acres, and Domestic and Stock; Harkness ditch; Description of place of use: 16 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12; 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 34 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that 13.1 acres have been irrigated in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W., W. M., of which 8 acres are in completion of their inchoate right and 5.1 acres have a vested right. In this the claimants are in error in that their predecessor was allowed a vested right of only 2 acres in said SE $\frac{1}{4}$ NW $\frac{1}{4}$; therefore,

of the 13.1 acres irrigated therein 11.1 acres will be considered as having been irrigated in completion of said inchoate right allowed claimants' predecessor on land now owned by claimants. Claimants in their proof also accept the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimants are allowed a right to the use of 0.20 cubic foot per second of water from Grave Creek, through Harkness Ditch, with a priority of 1908, for the irrigation of:

11.1 acres in that part of $SE\frac{1}{4}NW\frac{1}{4}$
within the following-described tract:
Beginning at a point on the West line of $NW\frac{1}{4}SE\frac{1}{4}$, Sec. 12,
a distance of $6\frac{1}{4}$ rods North of the SW corner of said $NW\frac{1}{4}SE\frac{1}{4}$;
thence North 67° West 1,400 feet; thence North $27^{\circ} 55'$ East
33 rods; thence in a Northeasterly direction to the NE corner
of $SE\frac{1}{4}NW\frac{1}{4}$, said Sec. 12; thence South along the East line of
said $SE\frac{1}{4}NW\frac{1}{4}$ to the point of beginning;
Sec. 12,
Tp. 34 S., R. 6 W., W. M.,
Josephine County, Oregon

BURGESS CREEK AND SHANKS CREEK

327.

W. H. Church, Leland, Oregon:

Claimant is successor to Geo. W. Blalock whose inchoate right to the use of water from Burgess Creek and Shanks Creek is set out in the Rogue River Decree on Page 54, Column 3, under Proofs 629 and 630, as follows: "Priority 1908; 0.29 second foot; for Irrigation of 17 acres; One ditch from Shanks Gulch and one from Burgess Gulch; Description of place of use: Lands to be irrigated, 17 acres in $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant's predecessor was also allowed a vested right to the use of water from Burgess Creek and Shanks Creek which is set out in the Rogue River Decree on Page 40, Column 2, as follows: "Priority April, 1893; 0.26 second foot; for Irrigation of 13 acres; one ditch from Burgess Creek and one ditch from Shanks Creek; Description of place of use: 13 acres in $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he asserts a vested right for the irrigation of 13 acres in $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W., W. M. Claimant in his proof also states that no land has been irrigated in completion of the above-stated inchoate right, and no allowance will be made herein therefor.

MILL CREEK, A TRIBUTARY OF DOG CREEK, A TRIBUTARY OF GRAVE CREEK

328.

Estate of Thomas B. Criteser, c/o Mrs. Loraine S. Criteser, West 8th Apts.,
Apt. 26, Eugene, Oregon:

Claimant is successor to Thos. P. Criteser whose inchoate right to the use of water from Mill Creek, a tributary of Dog Creek, a tributary of Grave Creek, is set out in the Rogue River Decree on Page 55, Column 1, under Proof 619, as follows: "Priority 1908; 0.07 second foot; for Irrigation of 4 acres; Criteser ditch; Description of place of use: Land to be irrigated, 4 acres in SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 9, Tp. 34 S., R. 6 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein it is stated that said inchoate right has been completed by irrigation to the extent of 4.0 acres in S $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 9, Tp. 34 S., R. 6 W., W. M. Claimant in the proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.07 cubic foot per second of water from Mill Creek, a tributary of Dog Creek, a tributary of Grave Creek, through Criteser Ditch, with a priority of 1908, for the irrigation of:

4 acres in S $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$
Sec. 9,
Tp. 34 S., R. 6 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The inchoate right allowed herein is fixed to conform with the irrigated areas as explained in Paragraph 7.

BURGESS CREEK, BENJAMIN GULCH OR SLAGLE CREEK

329.

Roland Haddaway, 845 North Westmount Drive, West Hollywood, California:

Claimant is successor to Wm. O. Benjamin whose inchoate right to the use of water from Burgess Creek, Benjamin Gulch or Slagle Creek is set out in the Rogue River Decree on Page 55, Column 1, under Proof 627, as follows: "Priority 1908; 1.12 second feet; for Irrigation of 67 acres; Benjamin ditch; Description of place of use: Lands to be irrigated, 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 17 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Tp. 34 S., R. 5 W. W. M., Josephine County, Oregon."

Claimant has submitted proof wherein he states that said inchoate right has been completed by irrigation to the extent of 1 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Tp. 34 S., R. 5 W., W. M. Claimant in his proof also accepts the map prepared from a survey made under the direction of the State Engineer as showing correctly the location of the ditch and the lands irrigated therefrom.

Claimant is allowed a right to the use of 0.017 cubic foot per second of water from Burgess Creek, Benjamin Gulch or Slagle Creek, through Benjamin Ditch, with a priority of 1908, for the irrigation of:

1 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 6,
Tp. 34 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The foregoing right is subject to the provisions of Paragraph 21, Page 59, of the Rogue River Decree.

330.

John H. and Sarah J. Robinson, Grave Creek, Oregon:

Claimants are successors to Samuel Pettengill and C. H. Bean whose inchoate right to the use of water from Burgess Creek, Benjamin Gulch or Slagle Creek is set out in the Rogue River Decree on Page 55, Column 1, under Proof 628, as follows: "Priority 1908; 1.34 second feet; for Irrigation of 80 acres; Bean Ditch; Description of place of use: Lands to be irrigated, 40 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 34 S., R. 5 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they state that said inchoate right has been completed by irrigation to the extent of 71.6 acres, to-wit: 21.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 0.8 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 18.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 7.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 16.3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 7.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, Tp. 34 S., R. 5 W., W. M.

Claimants are allowed a right to the use of 1.19 cubic feet per second of water from Burgess Creek, Benjamin Gulch or Slagle Creek, through Bean Ditch, with a priority of 1908, for the irrigation of 71.6 acres located as follows:

21.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
7.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
7.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
18.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
0.8 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$
16.3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 7,
Tp. 34 S., R. 5 W., W. M.,
Josephine County, Oregon,

being the full amount claimed in the proof.

The foregoing right is subject to the provisions of Paragraph 21, Page 59, of the Rogue River Decree.

The inchoate right found to be completed herein is fixed to conform with the irrigated area as explained in Paragraph 7.

COYOTE CREEK

331.

S. J. Taylor and R. R. Lawton, Grants Pass, Oregon:

Claimants are successors in part to John Kelly whose inchoate right to the use of water from Coyote Creek is set out in the Rogue River Decree on Page 55, Column 1, under Proof 601, as follows: "Priority 1908; 0.13 second foot; for Irrigation of $7\frac{1}{4}$ acres; McIntosh ditch; Description of place of use: Lands to be irrigated, $2\frac{1}{2}$ acres in $NW\frac{1}{4} SW\frac{1}{4}$; 5 acres in $SW\frac{1}{4} SW\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants are also successors to H. A. Perkins whose inchoate right to the use of water from Coyote Creek is set out in the Rogue River Decree on Page 55, Column 2, under Proof 602, as follows: "Priority 1908; 0.12 second foot; for Irrigation of 7 acres; MacIntosh ditch; Description of place of use: Lands to be irrigated, 7 acres in $SE\frac{1}{4} SW\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants' predecessor in part, John Kelly, was allowed a vested right to the use of water from Coyote Creek which is set out in the Rogue River Decree on Page 39, Column 1, as follows: "Priority 1879; 0.05 second foot; for Irrigation of 2 acres; J. C. Dysert ditch, 1-3 int.; Description of place of use: 2 acres in $NW\frac{1}{4} SW\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants' predecessor, H. A. Perkins, was allowed a vested right to the use of water from Coyote Creek which is set out in the Rogue River Decree on Page 39, Column 1, as follows: "Priority 1879; 0.47 second foot; for Irrigation of 28 acres; J. C. Dysert ditch, 2-3 int.; Description of place of use: 9 acres in $SW\frac{1}{4} SW\frac{1}{4}$; 19 acres in $SE\frac{1}{4} SW\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 6 W. W. M., Josephine County, Oregon."

Claimants have submitted proof wherein they assert a vested right for the irrigation of 18 acres, to-wit: 2 acres in $W\frac{1}{2} NW\frac{1}{4} SW\frac{1}{4}$; 9 acres in $W\frac{1}{2} SW\frac{1}{4} SW\frac{1}{4}$; 7 acres in $SE\frac{1}{4} SW\frac{1}{4}$, Sec. 24, Tp. 33 S., R. 6 W., W. M. Claimants in their proof make no further claim in completion of the above-stated inchoate rights, and no allowance will be made herein therefor.

332.

Except as otherwise modified herein, the inchoate rights which have been completed by the various appropriators of water from the Rogue River and its tributaries above the mouth of the Illinois River, arranged in tabulated form with the dates of relative priority of such appropriations, the amount of water allowed under each appropriation, the number of acres to which such appropriations are applied and are now limited, the use or uses to which said 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
32713 Howe, Irwin H. and Howe, Rena M. Trail, Oregon (See Findings, Paragraph 10) 4396 46553	1906	0.47	23.2	Irrigation	Allen Ditch	Rogue River	3.9 acres in that part of Lot 6 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) lying West of Trail Creek 2.1 acres in that part of Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) lying West of Trail Creek and Rogue River 0.5 acre in that part of Lot 5 lying South and West of Rogue Acres 16.7 acres in that part of Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) lying West of Rogue Acres Sec. 3, Tp. 34 S., R. 1 W.W.M., Jackson County, Oregon
							<i>ROGUE RIVER</i>
							<i>Cancelled: Sp. Or. Vol. 12 p. 334</i>
							<i>change in point of diversion - SP. Or. Vol. 4, p. 332</i>
							<i>also sp. Or. V. 8 p. 174 " " V. 12, p. 16</i>
							<i>1st Ac. Trsf. Sp. Or. Vol. 12, p. 142 A</i>
							<i>This 1st Ac. Trsf. back to irri. (B-208) Sp. Or. V. 19, p. 359</i>
							<i>Modified by Decree Vol. 16, p. 573</i>
							<i>NW 35 NE 5W</i>
32714 Allen, Agnes E. 241 W. San Fernando Blvd., Burbank, California (See Findings, Paragraph 10a)	1906	0.13	6.2	Irrigation	Allen Ditch	Rogue River	4.8 acres in Lot 6 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) 1.4 acres in Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 3, Tp. 34 S., R. 1 W.W.M., Jackson County, Oregon,
							<i>ch. pt. of div. SP. Or. Vol. 4, p. 332</i>
							<i>3.8 ac in Lot 6 (NE NW)</i>
							<i>0.8 ac in Lot 5 (SE NW)</i>
							<i>Cancelled: Sp. Or. Vol. 12 p. 332</i>
							<i>all being in that certain tract of land lying East of Trail Creek, being situated in Government Lots 5 & 6 in Sec. 3, Tp. 34 S., R. 1 W., Jackson County, Oregon, and described in Deed Record, Volume 146, Page 606, Jackson County, Oregon, excepting that portion described in Deed Records of Jackson County, Oregon, Volume 185, Page 34, and also less and excepting a strip of land described as follows: Beginning at the SE corner of said tract, thence West along the North bank of Rogue River 210 feet; thence North to a point 138 feet North of the center of Crater Lake Highway; thence East to the East line of said tract; thence South to point of beginning; including about 18 acres.</i>
32715 32716 Ash, Frances M. Trail, Oregon (See Findings, Paragraph 11)	1906	0.03	1.5	Irrigation	Allen Ditch	Rogue River	1.5 acres in that part of Lot 6, described as follows: Beginning at the SE corner of Government Lot 6 in Sec. 3, Tp. 34 S., R. 1 W., W. M., Jackson County, Oregon, and running thence West along the North bank of Rogue River 210 feet; thence North to a point 138 feet North of the center line of the Crater Lake Highway; thence East to the East line of said lot; thence South to the point of beginning (being within Lot 6) (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 3, Tp. 34 S., R. 1 W.W.M., Jackson County, Oregon
							<i>chg. in pt. of div. for 1st Ac. - Sp. Or. Vol. 9, p. 295</i>
32717 Mallory, Phoebe Trail, Oregon (See Findings, Paragraph 12)	1906	0.14	6.9	Irrigation	Allen Ditch	Rogue River	6.9 acres in Lot 4 Sec. 3, Tp. 34 S., R. 1 W.W.M. Jackson County, Oregon, except that portion in- cluded in Rogue Acres
							<i>Assigned to K.L. and Sylvia Oliver Recorded in Misc. Records, Vol. 2, p. 1294</i>
							<i>change in point of diversion SP. Or. Vol. 4, p. 374</i>
5096 32718 Bellows, C. E. Eagle Point, Oregon (See Findings, Paragraph 13)	1892	1.03	41.0	Irrigation	Bellows Ditch	Rogue River	2.0 acres in that part of Lot 2, described as follows: Commencing at the SE corner of said Lot 2, Sec. 8, Tp. 35 S., R. 1 W., W. M.; thence North 20 rods; thence East 40 rods; thence South 20 rods; thence West 40 rods to the point of beginning. 16.3 acres in Lot 3 Sec. 8; 7.7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 15.0 acres in Lot 1 Sec. 9, Tp. 35 S., R. 1 W.W.M., Jackson County, Oregon
							<i>Ch. Pt. of Div. Sp. Or. Vol. 12 p. 462</i>
							<i>chg. pt. of Div. Sp. Or. V. 22, p. 368</i>
							<i>T-9266 A P. O. D. 91st ac SPORV 32, P. 607</i>
							<i>1.0 Ac. Trsf. Sp. Or. V. 24, P. 237</i>
							<i>D.3 Ac. Trsf. Sp. Or. V. 22, P. 368</i>
							<i>2.0 Ac. Trsf. Sp. Or. V. 24, P. 237</i>
							<i>2.8 Ac. Trsf. Sp. Or. V. 22, P. 368</i>
							<i>chg. pt. of Div. for 7.7 Ac. - Sp. Or. V. 22, P. 368</i>
							<i>chg. pt. of Div. " " " " " "</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
32719 44184 Harder, Ben E. and Harder, Elizabeth Duncan Old Stage Road, Medford, Oregon (See Findings, Paragraph 14)	1901	0.54	27.2	Irrigation	Veghte & Bergman Ditch	Rogue River	1.6 acres in Lot 1 Sec. 32; 4.9 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 20.7 acres in Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 33, Tp. 34 S., R. 1 W.W.M., Jackson County, Oregon
							<i>chg. in pt. of div - Sp. Or. Vol. 7, p. 534 chg. pl. of use Sp. Or. V. 17, p. 242</i>
32720 Givan, George A. R. F. D. No. 3, Medford, Oregon (See Findings, Paragraph 15)	1898	1.79	71.8	Irrigation	Nichols & Co. Ditch	Rogue River	13.8 acres in Lot 2 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) 25.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 33.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, Tp. 36 S., R. 1 W.W.M., Jackson County, Oregon
							<i>Superseded by Cert. No. 36708</i>
32721 57356 36483 Carlton, Thomas A. and Carlton, Herbert L. Prospect, Oregon (See Findings, Paragraph 16)	1893	1.25	62.5	Irrigation	Gordon Ditch	Rogue River	9.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 26.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; 24.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 33 S., R. 1 E.W.M., Jackson County, Oregon
							<i>chg. pl. of use - Sp. Or. Vol. 15, p. 410</i>
32722 Rankin, Vida, and Rankin, Clarence Eagle Point, Oregon (See Findings, Paragraph 17)	1898	3.66	146.6	Irrigation	Nichols & Co. Ditch	Rogue River	2.1 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5; 37.3 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 27.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Tp. 36 S., R. 1 W.W.M., Jackson County, Oregon
							<i>Superseded by 38657 Cert. No. 36715 - 106.6 Superseded by 40 66.6 Cert. No. 34528 & 38847 Trs. Sp. Or. V. 76 p. 420 47282 Superseded by 48665 Sp. Or. V. 24, p. 222 (2956)</i>
32723 Natwick, Mrs. Ruth L. R. F. D. No. 3, Eagle Point, Oregon (See Findings, Paragraph 18)	1898	1.63	64.9	Irrigation, domestic and stock	Nichols & Co. Ditch	Rogue River	9.8 acres in Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) 24.3 acres in Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$) 7.4 acres in that part of NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 23.4 acres in that part of Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) lying North of a line 1,485.6 feet North of the South line of Sec. 20; all in Sec. 20, Tp. 35 S., R. 1 W.W.M., Jackson County, Oregon
							<i>Ch. in pt. of div. - Sp. Or. Vol. 8, p. 82</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
02701 Garrett, J. M. Eagle Point, Oregon (See Findings, Paragraph 19) 43982	1898	1.67	66.8	Irrigation, domestic and stock	Nichols & Co. Ditch	Rogue River	1.2 acres in that part of NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 5.0 acres in that part of Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) lying South of a line 1,485.6 feet North of the South line of Sec. 20; 33.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 20; 13.7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 13.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 29, Tp. 35 S., R. 1 W.W.M., Jackson County, Oregon
02705 Engelhardt, J. C. Medford, Oregon (See Findings, Paragraph 20) Superseded by 57596 Cert. No. 38306 Tr. Sp. Or. V. 16, p. 420 ch. p. 1, d. V.	1898	1.00	40.0	Irrigation	Nichols & Co. Ditch	Rogue River	23.2 acres in Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) except the following- described tract: Beginning at the NE corner of Lot 2; thence South 38.5 feet; thence West to the intersection of an irrigation ditch; thence in a Southwesterly direction along the center line of said ditch a distance of 500 feet; thence at right angles by the most direct route to the East bank of the Rogue River; thence in a North- easterly direction along said bank to the North line of Lot 2; thence East along said North line to the point of beginning. 16.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 32, Tp. 35 S., R. 1 W.W.M., Jackson County, Oregon
California Oregon Power Company Medford, Oregon (See Findings, Paragraph 21)							
Table Rock Ditch Company Central Point, Oregon (See Findings, Paragraph 22)							(Note. The allowances made under the inchoate right of the Table Rock Ditch Company are awarded the following claimants to whom individual certificates of water right will be issued.)
02708 Briggs, Blanche Central Point, Oregon (See Findings, Paragraph 23)	Sept. 22, 1888	0.24	19.4	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	19.4 acres in that part of Secs. 10 and 15, Tp. 36 S., R. 2 W.W.M., described as follows: The West half of the following-described tract of land: Beginning at the SW corner of D. L. C. 40; thence West to the East line of D. L. C. 43; thence South to the SE corner of D. L. C. 43; thence with meanders of Rogue River up-stream to a post on the right bank from which a maple 15 inches in diameter bears South 86° East 28 links, an ash 15 inches in diameter bears North 36° West 79 links; thence North to a post from which a Y pine 22 inches in diameter bears North 1° East 164 links; thence West 5.90 chains to the place of beginning, containing 155 acres, more or less; saving and excepting from the above-described tract the one-acre lot deeded to Table Rock School District, and also saving and excepting therefrom the 54 acres deeded to S. K. Adams as shown in 54-334, Deed Record, Jackson County, Oregon.

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
32787 California Joint Stock Land Bank of San Francisco, San Francisco, California (See Findings, Paragraph 24)	Sept. 22, 1888	0.43	34.6	Irrigation, stock and domestic	Table Rock Ditch	Rogue River	34.6 acres within the E $\frac{1}{2}$ E $\frac{1}{2}$ of that certain tract or body of land the whole of which is described as Government Lots 8, 9, 10 and 11 Sec.10; and Government Lots 15 and 16 Sec.11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon

32788 Carlton, E. W. Central Point, Oregon (See Findings, Paragraph 25)	Sept. 22, 1888	1.00	79.7	Irrigation, stock and domestic	Table Rock Ditch	Rogue River	58.5 acres in that part of the E $\frac{1}{2}$ of the John B. Risley D.L.C. 42 Sec.11; 21.2 acres in that part of the E $\frac{1}{2}$ of the John B. Risley D.L.C. 42 lying in the North part of Sec.14, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Commencing at the NE corner of the John B. Risley D.L.C. 42, in Sec. 11, Tp. 36 S., R. 2 W. W. M., and from said corner running West on the North boundary of said claim 29 chains and 76 links; thence South 53 chains and 71 links; thence South 89° 45' East along the South boundary of said claim 29 chains and 76 links to the SE corner of said claim; thence North on the East boundary of said claim 53 chains and 83 links to the place of beginning, containing 160 acres, more or less; saving and excepting therefrom that portion of the premises heretofore sold to Scott V. Davis, described as the S $\frac{1}{2}$ E $\frac{1}{2}$ of D.L.C. 42, Tp. 36 S., R. 2 W. W. M., containing 80 acres, more or less, together with a strip of land 25 feet in width, beginning at the SE corner of the N $\frac{1}{2}$ E $\frac{1}{2}$ of said D. L. C. and running thence North to the intersection of the county road.
---	----------------	------	------	--------------------------------	------------------	-------------	---

32789 Chase, Merrill B. and Chase, Alice Gill Central Point, Oregon (See Findings, Paragraph 26)	Sept. 22, 1888	0.24	18.9	Irrigation, stock and domestic	Table Rock Ditch	Rogue River	18.9 acres in that part of Sec.10, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Commencing at the NE corner of D.L.C. 43 in Tp. 36 S., R. 2 W. W. M., and running thence South 80 rods to the center of the county road; thence West along the center of said county road 40 rods; thence North 80 rods; thence East 40 rods to the place of commencing containing 20 acres, more or less. (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
--	----------------	------	------	--------------------------------	------------------	-------------	---

32790 Collins, S. C. Administrator, Central Point, Oregon (See Findings, Paragraph 27)	Sept. 22, 1888	0.74	58.9	Irrigation, stock and domestic	Table Rock Ditch	Rogue River	58.9 acres in that part of Sec.10, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Commencing at the NE corner of D.L.C. 43; thence South 160 rods; thence West 80 rods; thence North 160 rods; thence East 80 rods to the place of commencing, containing 80 acres, excepting a 60-foot road running through the entire tract from the East line to the West line and at a point on a line parallel with the North line of Finley Ranch; also excepting the following-described tract: Commencing at the NE corner of D.L.C. 43 in Tp. 36 S., R. 2 W. W. M., and running thence South 80 rods to the center of the county road; thence West along the center of said county road 40 rods; thence North 80 rods; thence East 40 rods to the place of commencing, containing 20 acres, more or less (3.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 16.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 15.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 24.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$).
--	----------------	------	------	--------------------------------	------------------	-------------	--

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
32781 Cooper, Perry L. Central Point, Oregon (See Findings, Paragraph 28)	Sept. 22, 1888	0.03	2.5	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	2.5 acres in that part of Lot 8, Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Commencing at a point 285.2 feet East and 1,139.8 feet North of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W.M., and running North 162.4 feet; thence East 668.5 feet; thence South 162.4 feet; thence West 668.5 feet to the point of beginning, excepting an easement for road purposes for 15 feet along the East line of said premises.
32782 Dana, Charles K. Estate of, Gus Newbury, Executor Medford, Oregon (See Findings, Paragraph 29)	Sept. 22, 1888	0.03	2.5	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	2.5 acres in that part of Lot 8, Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Commencing at a point 285.2 feet East and 977.4 feet North of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W., W.M.; running thence North 162.4 feet; thence East 668.5 feet; thence South 162.4 feet; thence West 668.5 feet to the place of beginning, except an easement for road purposes for 15 feet along the east side of said premises.
32783 Federal Land Bank of Spokane Spokane, Washington (See Findings, Paragraph 30)	Sept. 22, 1888	0.87	69.4	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	25.9 acres in the South 30 acres of SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9; 43.5 acres in that part of the N $\frac{1}{2}$ of D.L.C. 44 located in Sec. 9, (39.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 4.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$) Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon
32784 Hamilton, Ernest C. Central Point, Oregon (See Findings, Paragraph 31)	Sept. 22, 1888	0.09	6.8	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	3.0 acres in Lot 14 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 3.8 acres in Lot 13 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon
32785 Hamilton, Orville C. Central Point, Oregon (See Findings, Paragraph 32)	Sept. 22, 1888	0.49	39.4	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	39.4 acres within the boundaries of the W $\frac{1}{2}$ E $\frac{1}{2}$ of that certain tract of land described as Government Lots 8, 9, 10 and 11 in Sec. 10 and Government Lots 15 and 16 in Sec. 11, (20.3 acres in Lot 9 (SE $\frac{1}{4}$ NE $\frac{1}{4}$); 17.2 acres in Lot 8 (NE $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 10; 0.9 acre in Lot 15 (SW $\frac{1}{4}$ NW $\frac{1}{4}$); 1.0 acre in Lot 16 (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 11) all in Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon.
32786 Hawkey, U. G. Central Point, Oregon (See Findings, Paragraph 33)	Sept. 22, 1888	0.65	52.0	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	52.0 acres in the S $\frac{1}{2}$ of that part of D.L.C. 44, (12.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 9, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon

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
32707 Hensley, Robert F. and Hensley, Cora E. Central Point, Oregon (See Findings, Paragraph 34)	Sept. 22, 1888	0.06	5.0	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	5.0 acres in that part of Lot 8, (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, located as follows: Beginning at a point 285.2 feet East and 651.6 feet North of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, and running thence East parallel with the North line of said D.L.C. 42, 668.5 feet; thence North 325.8 feet; thence West parallel with the North line of said D.L.C. 42, 668.5 feet; thence South 325.8 feet to the point of beginning.
32708 Housley, William M. and Housley, Mary Central Point, Oregon (See Findings, Paragraph 35)	Sept. 22, 1888	0.06	4.5	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	4.5 acres in that part of Lot 8, (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Beginning at a point 285.2 feet East of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W.W.M.; running thence East along the North line of said D.L.C. 42, 668.5 feet; thence North 325.8 feet; thence West 668.5 feet; thence South 325.8 feet to the point of beginning, excepting an easement for road purposes for 15 feet along the East side of said premises.
32709 Jacobson, Nels A. and Jacobson, Anna M. Central Point, Oregon (See Findings, Paragraph 36)	Sept. 22, 1888	0.06	5.0	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	5.0 acres in that part of Lot 8, (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Beginning at a point 285.2 feet East and 325.8 feet North of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W.W.M.; running thence East parallel with the North line of said D.L.C. 42, 668.5 feet; thence North 325.8 feet; thence West parallel with the North line of said D.L.C. 42, 668.5 feet; thence South 325.8 feet to the place of beginning, excepting an easement for road purposes for 15 feet along the East line of said premises.
32710 Lydiard, Margaret D. Central Point, Oregon (See Findings, Paragraph 37)	Sept. 22, 1888	0.50	39.8	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	39.8 acres in the W $\frac{1}{2}$ W $\frac{1}{2}$ of a tract consisting of Lots 8, 9, 10, and 11, Sec. 10; and Lots 15 and 16, Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon
32711 Miller, Sarah F. Central Point, Oregon (See Findings, Paragraph 38)	Sept. 22, 1888	0.50	39.8	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	39.8 acres in the E $\frac{1}{2}$ W $\frac{1}{2}$ of a tract of land de- scribed as Lots 8, 9, 10, and 11 in Sec. 10 and Lots 15 and 16 in Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon

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
32712 Myers, Frank R. Central Point, Oregon (See Findings, Paragraph 39)	Sept. 22, 1888	0.06	4.9	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	4.9 acres in that part of Lot 10, (NW $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon described as follows: Commencing at a point on the North line of D.L.C. 42, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, the same being marked by an iron pin in the center of the county road, the said point being the SW corner of that certain tract deeded to the grantors herein by Malcolm M. Root, said deed being recorded in Vol. 120, Page 142, Deed Records of Jackson County, Oregon; thence East along the North line of said D.L.C. 42, 25 rods; thence Northerly parallel with the West line of said tract (Malcolm M. Root to grantors) 32 rods; thence Westerly parallel with the South line of this tract 25 rods to the West line of said M. M. Root tract; thence South on the West line of said M. M. Root tract 32 rods to the place of beginning, containing five acres.

32713 Palmer Corporation Medford, Oregon (See Findings, Paragraph 40)	Sept. 22, 1888	5.24	418.9	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	22.2 acres in Lot 1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) 0.8 acre in NE corner of Lot 12 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 11; 35.4 acres within that part of D.L.C. 37, lying in Sec. 11; 13.7 acres within that part of D.L.C. 38, lying in Sec. 11; 16.0 acres in Lot 6 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) 16.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 19.4 acres in Lot 9 (SW $\frac{1}{4}$ NE $\frac{1}{4}$) 2.0 acres in Lot 10 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) 18.0 acres in Lot 7 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 23.2 acres in Lot 8 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 12; 114.0 acres within that part of D.L.C. 37, lying in Sec. 12; 77.9 acres within that part of D.L.C. 38, lying in Sec. 12; 20.5 acres within that part of D.L.C. 38, lying in Sec. 13; 28.9 acres in that part of D.L.C. 41, lying in Sec. 13; 10.9 acres in Lot 8 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 13, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon
---	----------------------	------	-------	--------------------------------------	------------------------	----------------	---

32714 Rodgers, Ada E. Central Point, Oregon (See Findings, Paragraph 41)	Sept. 22, 1888	0.13	10.0	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	10.0 acres in that part of Lot 9 (NE $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Beginning 1,622.2 feet East and 644.3 feet North of the NW corner of D.L.C. 42, Sec. 11, Tp. 36 S., R. 2 W.W.M.; running thence North 651.6 feet; thence West 668.5 feet on a line parallel with the North line of D.L.C. 42; thence South 651.6 feet; thence East on a line parallel with the said North line of said D.L.C. 42, 668.5 feet to the place of beginning, excepting and reserving therefrom an easement for road purposes for 15 feet along the West line of said premises.
---	----------------------	------	------	--------------------------------------	------------------------	----------------	---

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
327 15 Jordan, Fred N. and Jordan, Anna Central Point, Oregon (See Findings, Paragraph 42)	Sept. 22, 1888	2.98	238.6	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	30.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.4 acres in Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) 24.2 acres in Lot 3 (SW $\frac{1}{4}$ NE $\frac{1}{4}$) 40.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 16.2 acres in Lot 5 (NE $\frac{1}{4}$ SW $\frac{1}{4}$) 24.8 acres in Lot 4 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 10, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon

327 16 Schafer, Ruby Violet Central Point, Oregon (See Findings, Paragraph 43)	Sept. 22, 1888	0.39	31.5	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	31.5 acres in that part of Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows:
---	----------------------	------	------	--------------------------------------	------------------------	----------------	---

Beginning at a stone monument at the NE corner of D.L.C. 42 in said township and range and thence running Northerly along the West line of D.L.C. 37 in said township and range a distance of 1,647.4 feet to the most Southerly SE corner of Lot 1 in Sec. 11; thence running Westerly along the most Southerly line of said Lot 1, 356.5 feet, more or less, to the SW corner thereof; thence running North along the West line of said Lot 1, 943.8 feet, more or less, to the NW corner of said Lot 1, the same being also the NE corner of Lot 2 in said Sec. 11; thence running Westerly along the North line of said Lot 2, 644 feet, more or less, to the dividing line between this described tract and land on the West thereof; thence Southerly along said dividing line 2,591.2 feet, more or less, to the North line of said D.L.C. 42 at a point thereon marked by an iron pin in the center of the county road; thence running at an angle to the East from the last-mentioned course 89° 41' along said North line of said D.L.C. 42, 1,005.7 feet to the place of beginning, being all of Lot 11 and parts of Lots 2, 10, and 12 of said Sec. 11 and containing an area of 51.98 acres, more or less, excepting therefrom the following three tracts, to-wit:

- (1) A right of way heretofore conveyed to the Drum-Bybee-Hunsaker-Pickens Ditch Co.
- (2) The following tract described in deed recorded in Volume 97 at Page 508, Deed Records of said Jackson County, to-wit: Beginning at the NE corner of D.L.C. 39 which is on the West line of D.L.C. 37 in Tp. 36 S., R. 2 W.W.M., and running thence South on the line between D.L.C. Nos. 37 and 39, 100.5 feet; thence West 358.8 feet; thence North 100.5 feet and thence East 358.8 feet to the place of beginning, containing 0.82 acre, said tract being in the NE corner of Government Lot 12, in said Sec. 11.
- (3) A tract described as follows: Commencing at a point on the North line of D.L.C. 42, Tp. 36 S., R. 2 W.W.M., the same being marked by an iron pin in the center of the county road, the said point being the SW corner of that certain tract deeded to John Cameron and wife by Malcolm M. Root, said deed being recorded in Volume 120, Page 142, Deed Records of said Jackson County; thence running East along the North line of said D.L.C. 42, 25 rods; thence Northerly and parallel with the West line of said Cameron tract 32 rods; thence Westerly and parallel with the South line of said Cameron tract 25 rods to the West line of said Cameron tract; thence Southerly along said West line of said Cameron tract 32 rods to the place of beginning, containing 5 acres.

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
327.7 Smith, Fred B. and Smith, Leila Central Point, Oregon (See Findings, Paragraph 44)	Sept. 22, 1888	0.06	4.5	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	4.5 acres in that part of Lot 9 (NE $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Beginning at a point 953.7 feet East of the NW corner of D.L.C. 42 in Sec. 11, Tp. 36 S., R. 2 W.W.M., running thence East along the North line of said D.L.C. 42, 668.5 feet; thence North 325.8 feet; thence West 668.5 feet; thence South 325.8 feet to the place of beginning, excepting and reserving therefrom an easement for road purposes for 15 feet along the West line of said premises.
327.8 Tuttle, S. M. and Tuttle, Emelia G. Central Point, Oregon (See Findings, Paragraph 45)	Sept. 22, 1888	0.58	46.7	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	1.4 acres in Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$) 4.5 acres in Lot 12 (SW $\frac{1}{4}$ NE) 1.8 acres in Lot 13 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) 19.5 acres in Lot 9 (NE $\frac{1}{4}$ SW $\frac{1}{4}$) 19.5 acres in Lot 10 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon
327.9 Ware, Valentine S. and Ware, Maud L. Central Point, Oregon (See Findings, Paragraph 46)	Sept. 22, 1888	0.06	5.0	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	5.0 acres described as follows: Beginning at a point 1,622.2 feet East and 325.8 feet North of the NW corner of D.L.C. 42, Sec. 11, Tp. 36 S., R. 2 W. W. M., and running thence North 318.5 feet; thence West 668.5 feet on a line parallel with the North line of D.L.C. 42; thence South 318.5 feet; thence East on a line parallel with the North line of D.L.C. 42, 668.5 feet to the place of beginning, excepting an easement for road purposes for 15 feet along the West line of said premises (NE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 11, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon
327.10 Wilson, Ralph N. and Wilson, Winona Central Point, Oregon (See Findings, Paragraph 47)	Sept. 22, 1888	0.86	68.6	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	68.6 acres in that part of Secs. 10 and 15, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: The East half of the following-described land: Beginning at the SW corner of D.L.C. 40 and running thence West to the East line of D.L.C. 43; thence South to the SE corner of D.L.C. 43; thence with meanders of Rogue River up-stream to a post on the right bank from which a maple 15 inches in diameter bears South 86° East 28 links and an ash 15 inches in diameter bears North 36° West 79 links; thence North to a post from which a yellow pine 22 inches in diameter bears North 1° East 164 links; thence West 5.90 chains to the place of beginning, containing 155 acres, more or less, all in Secs. 10 and 15, Tp. 36 S., R. 2 W. W. M., excepting from the above-described land the one-acre lot deeded to the Table Rock School District and also excepting the 54 acres deeded to S. K. Adams, as shown in 54-334, Deed Records, Jackson County, Oregon. Also including the following-described tract: Beginning at a point on the North bank of Rogue River 58.71 chains, more or less, South of the NW corner of Government Lot 7 in Sec. 10, Tp. 36 S., R. 2 W. W. M.; thence North 58.71 chains, more or less, to the NW corner of said Lot 7; thence West 9.36 chains; thence South 58.71 chains, more or less, to the North bank of Rogue River; thence Easterly, following the present meander- ings of the North bank of said river 10 chains, more or less, to the place of beginning, containing 54.94 acres of land, excepting therefrom, however, the one-acre deeded off the NE corner of said described tract for school purposes; also excepting the road and ditch across the North end of said tract (35.8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10; 29.4 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, 3.4 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 36 S., R. 2 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
32751 ckoff, George H. Danmoore Hotel Portland, Oregon See Findings, Paragraph 48)	Sept. 22, 1888	1.40	111.7	Irrigation, domestic and stock	Table Rock Ditch	Rogue River	45.8 acres in that part of Sec. 10, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: Beginning at the NE corner of D.L.C. 44 in Tp. 36 S., R. 2 W. W. M.; running thence South on the East line of said D.L.C. 44, a distance of 39 chains 80 links to the South line of Sec.10; thence West along the South line thereof 11 chains 30 links to the West line of Sec. 10; thence North on said section line 39 chains 80 links to the North line of said D.L.C. 44; thence East 11 chains 50 links to the point of beginning (21.3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 24 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10) 16.1 acres in that part of Sec. 15, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon, described as follows: All of D.L.C. 43 except 80 acres sold to Lesh M. Collins, described as follows: Commencing at the NE corner of said D.L.C. 43; thence running South 160 rods; thence West 80 rods; thence North 160 rods; thence East 80 rods to the place of beginning (NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15) 23.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 26.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, Tp. 36 S., R. 2 W.W.M., Jackson County, Oregon
32752 44184 Harder, Ben E. and Harder, Elizabeth Duncan Old Stage Road Medford, Oregon (See Findings, Paragraph 49)	1901	1.01	60.2	Irrigation	Veghte & Bergman Ditch	Rogue River	3.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 17.1 acres in Lot 2 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) 24.6 acres in Lot 3 (SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 33, Tp. 34 S., R. 1 W.W.M., 12.8 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 1.8 acres in that part of Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) de- scribed as follows: Beginning at the North quarter corner of Sec. 4, Tp. 35 S., R. 1 W. W. M.; thence West along the North line of said Sec. 4, 1,435 feet; thence South 700 feet; thence East 1,435 feet; thence North 700 feet to the point of beginning. Sec. 4, Tp. 35 S., R. 1 W.W.M., Jackson County, Oregon
32753 48246 Lindsay, Jefferson B. Box 32 Eagle Point, Oregon (See Findings, Paragraph 50)	1901	1.35	80.6	Irrigation	Veghte & Bergman Ditch	Rogue River	13.9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4, except a strip of land 700 feet wide along the north end of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ 6.5 acres in Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 4, except a strip 125 by 700 feet in said Lot 1, the property of B. E. and Elizabeth Duncan Harder 0.3 acre in Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 34.1 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 14.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 2.7 acres in Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) 8.4 acres in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 4, Tp. 35 S., R. 1 W.W.M., Jackson County, Oregon

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

CLARK CREEK

327-4

Abbott, Mrs. Orbra Butte Falls, Oregon (See Findings, Paragraph 51)	1899	0.65	25.8	Irrigation	Wake- field Ditch	Clark Creek	19.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 6.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Tp. 34 S., R. 2 E.W.M., Jackson County, Oregon
---	------	------	------	------------	-------------------------	----------------	--

(Note. This allowance is subject to the qualifications and stipulations set out in the Rogue River Decree, Paragraph 28, Page 61, Column 3.)

~~327-5~~

Francis, Henry Earl Butte Falls, Oregon (See Findings, Paragraph 52)	1899	0.90	45.2	Irrigation	Wake- field Ditch	Clark Creek	1.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 9.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7; 4.1 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 29.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 1.9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, Tp. 34 S., R. 2 E.W.M., Jackson County, Oregon
--	------	------	------	------------	-------------------------	----------------	--

Superseded by
Cert. No. 38667

Superseded by
Cert. No. 67934

1.6 Ac. Trst. Sp. Or. R. 200 P. 70

0.5 Ac. Trst. Sp. Or. R. 200 P. 70

(Note. This allowance is subject to the qualifications and stipulations set out in the Rogue River Decree, Paragraph 28, Page 61, Column 3.)

Conley, R. M.
care of Chas. W. Reams
Medford, Oregon
(See Findings,
Paragraph 53)

VINE MAPLE CREEK

327-6

Sublette, Everett R. and Sublette, Luvenia Trail, Oregon (See Findings, Paragraph 54)	1907	0.40	20.0	Irrigation and domestic	Higin- botham Ditch	Vine Maple Creek	20.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, Tp. 34 S., R. 1 E.W.M., Jackson County, Oregon
--	------	------	------	-------------------------------	---------------------------	------------------------	---

~~327-7~~ 47402 & 49450

von Stein, Harold M. Trail, Oregon (See Findings, Paragraph 55)	1908	0.15	7.4	Irrigation, domestic and stock	Vine Maple Ditch	Vine Maple Creek	7.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11, Tp. 34 S., R. 1 E.W.M., Jackson County, Oregon
--	------	------	-----	--------------------------------------	------------------------	------------------------	---

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

RICHARD CREEK

32718
 Trefren, William
 Butte Falls,
 Oregon
 (See Findings,
 Paragraph 56)

1908 0.18 9.0 Irrigation Tungate Ditch Richard Creek 9.0 acres in N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, Tp. 35 S., R. 3 E.W.M., Jackson County, Oregon

ELK CREEK

32719
 ✓ Miller, Boyd and
 Miller, Weston
 Trail, Oregon
 (See Findings,
 Paragraph 57)

June, 1900 0.22 8.6 Irrigation Heckathorn Ditch Elk Creek 1.9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8;
 6.7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 17,
 Tp. 33 S., R. 1 E.W.M., Jackson County, Oregon

Ch. Pt. of Div. 1.9 ac. Sp. Dr. Vol. 13 p 543

Spec. Dr. W 13 p 362

EAST FORK OF TRAIL CREEK

32720
 ✓ Watkins, Della B.
 Medford, Oregon
 (See Findings,
 Paragraph 58)

1908 0.31 15.7 Irrigation, domestic and stock Skyrmen Ditch East Fork of Trail Creek 12.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4,
 3.3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Tp. 33 S., R. 1 W.W.M., Jackson County, Oregon

SPRINGS AT HEAD OF TIE CAMP CREEK

32721
 ✓ Richardson, J. W.
 Trail, Oregon
 (See Findings,
 Paragraph 59)

1908 0.11 5.5 Irrigation Richardson Ditch Springs at Head of Tie Camp Creek 5.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16, Tp. 33 S., R. 2 E.W.M., Jackson County, Oregon

HOLE-IN-THE-GROUND CREEK

32722
 ✓ Dobbyn, Joseph B. and
 Dobbyn, Christine E.
 Trail, Oregon
 (See Findings,
 Paragraph 60)

1900 0.05 2.0 Irrigation, domestic and stock Unnamed Ditch & pipe Hole-in-the-Ground Creek 2.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ except a strip of land 4 rods wide off the North side thereof Sec. 9, Tp. 33 S., R. 2 E.W.M., Jackson County, Oregon

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

GEPPERT CREEK

32703 Miller, Doris M. c/o Neff & Froh- mayer Medford, Oregon (See Findings, Paragraph 61)	1906	1.26	62.9	Irrigation	Geppert Ditch	Geppert Creek	20.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 27.2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 9.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26, Tp. 33 S., R. 3 E.W.M. Jackson County, Oregon
--	------	------	------	------------	------------------	------------------	--

LOST CREEK

32704 Manning, Clara D. Prospect, Oregon (See Findings, Paragraph 62)	1908	0.62	30.8	Irrigation and domestic	Manning Ditch	Lost Creek	13.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 17.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, Tp. 33 S., R. 1 E.W.M. Jackson County, Oregon
---	------	------	------	-------------------------------	------------------	---------------	--

BEAR CREEK

32705 Pollard, Sam K. Talent, Oregon (See Findings, Paragraph 63)	Dec., 1908	0.28	22.0	Irrigation	Pumping from Bear Creek	Bear Creek	22.0 acres within the following-described tracts: Beginning at the SW corner of D.L.C. 42 in Sec. 31, Tp. 38 S., R. 1 E. W. M., Jackson County, Oregon, running thence East 1,314.7 feet to the SE corner of said D.L.C.; thence North 171.6 feet to the South line of D.L.C. 43, said township and range; thence East on the said South line 127 feet to a point in the center of Bear Creek; thence along the center of the channel of said creek North 20° 15' West 302 feet; thence North 6° East 190 feet; thence North 40° East 500 feet; thence North 2° 30' West 167 feet; thence North 36° 45' West 320 feet; thence South 85° West 700 feet; thence South 54° 45' West 370 feet; thence South 18° West 220 feet; thence South 77° West 421 feet to where the center line of said creek crosses the West line of D.L.C. 42; thence South along said D.L.C. line 872 feet to the place of beginning, containing 41.84 acres, more or less, according to survey. Also beginning at a point 26 feet North of the SE corner of D.L.C. 42, Sec. 31, Tp. 38 S., R. 1 E. W. M., Jackson County, Oregon; thence South 53° East 287 feet; thence North 26° 18' West 350 feet; thence West 75 feet; thence South 141.6 feet to the place of beginning (S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 31).
---	---------------	------	------	------------	----------------------------------	---------------	--

*18.1 acres Cancelled
Sp. Or. Vol. 44 p 392*

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

HOBART LAKE, A TRIBUTARY OF NORTH OR MIDDLE FORK
OF EMIGRANT CREEK, A TRIBUTARY OF BEAR CREEK

Davis, W. L. and Davis, D. N., Estate of R. F. D. No. 1 Box 240 Ashland, Oregon (See Findings, Paragraph 64)	July 20, 1908	0.25	19.5	Irrigation	Hobart Lake Storage Works & Ditch	Hobart Lake	10.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; 0.5 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 8.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.0 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, Tp. 40 S., R. 3 E.W.M., Jackson County, Oregon
---	---------------------	------	------	------------	---	----------------	--

(Note. To the extent of 8.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, the foregoing right is supplemental to the vested right allowed the claimant's predecessors to the use of water from North or Middle Fork of Emigrant Creek and springs tributary thereto as set out in the Rogue River Decree on Page 9, Column 2, under Proof 290. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.013 cubic foot per second for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.014 cubic foot per second for each acre irrigated during the irrigation season.)

EVANS CREEK

76182
42927 + 49032

Beers, George Rogue River, Oregon (See Findings, Paragraph 65)	Feb. 20, 1896	0.28	16.5	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	16.5 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 11; Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
	1896	0.17	10.0	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	10.0 acres in that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon, North of Evans Creek

T#4037

42922 + 46567.55472

Dimmick, Ed E. Rogue River, Oregon (See Findings, Paragraph 66)	1896	0.35	21.0	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	1.0 acre in W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ 20.0 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 11, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
---	------	------	------	--------------------------------------	----------------------------------	----------------	---

Copyright in the Report on Evans Lake, Oregon (1930)

57723

Crawford, George M. and Crawford, Frances B. 372 Adams Street Oakland, California (See Findings, Paragraph 67)	1898	0.23	14.0	Irrigation, domestic and stock	Sivers Ditch	Evans Creek	4.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 3.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34; 0.6 acre in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Tp. 34 S., R. 3 W.W.M., Jackson County, Oregon
--	------	------	------	--------------------------------------	-----------------	----------------	--

73802

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
82770 ⁴⁹⁹¹⁰ 49919 ⁷⁵⁴²⁰ 80406 Hillis, Edward S. Rogue River, Oregon (See Findings, Paragraph 68)	1881	0.69	41.5	Irrigation	Fielder or Hillis Ditch	Evans Creek	14.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 11; 5.3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 19.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.3 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon, being within that part of the foregoing tracts lying South of Evans Creek
82771 Baker, Henry Rogue River, Oregon (See Findings, Paragraph 69)	1896	0.03	1.8	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	1.8 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1, Tp. 35 S., R. 4 W.W.M., lying north of a line described as follows: Beginning at a point 636.1 feet North of the quarter corner between Secs. 1 and 12, Tp. 35 S., R. 4 W. W. M., running thence South 69° 27' West to the West line of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 1, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon.
82772 Purrier, Mrs. Adele 933 N. Tujunja Ave. Burbank, California (See Findings, Paragraph 72)	1896	0.50	29.5	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	10.0 acres in that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows: Beginning at the SE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1; thence North on the East line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ 636.1 feet to the center of the county road; thence South 69° 27' West 216.6 feet along said road; thence South 79° 30' West 1,127.7 feet to the West line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1; thence South 356.4 feet to the SW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 1; thence East to the point of beginning. Sec. 1; 7.6 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of Evans Creek 11.9 acres in that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of Evans Creek Sec. 12, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

~~32773~~
 Miller, O. W.
 Harbor, Oregon
 (See Findings, Paragraph 73)
 Feb. 27, 1904
 0.01 0.5 Irrigation
 Miller Ditch
 Evans Creek
 0.5 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26, Tp. 34 S., R. 3 W.W.M., Jackson County, Oregon

Superseded by
~~37482~~ Cert. No. 39365
 Neathamer, Jesse
 Rogue River, Oregon
 (See Findings, Paragraph 74)
 May 1, 1899
 0.65 39.0 Irrigation
 Jesse Neathamer Ditch
 Evans Creek
 10.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5;
 5.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5;
 1.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6;
 18.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6;
 4.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7,
 Tp. 35 S., R. 3 W.W.M., Jackson County, Oregon

Superseded by
~~32775~~ Cert. No. 35082
~~32778~~ Cert. No. 35086
 Seeley, Paul S.
 1834 S. W. Vista Trs. Sp. Or. V. 16, p. 15
 Avenue
 Portland, Oregon
 (See Findings, Paragraph 75)
 1902
 2.74 164.1 Irrigation, domestic and stock
 Vroman Ditch
 Evans Creek
 24.5 acres in Lot 1 (SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)
 19.3 acres in Lot 4 (NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)
 21.4 acres in Lot 5 (SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22)
 20.3 acres in Lot 6 (SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22)
 20.5 acres in Lot 10 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15)
 17.9 acres in Lot 11 (SW $\frac{1}{4}$, Sec. 15) except a 2-acre tract described as follows:
 8.4 acres in Lot 13 (SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15)
 10.0 acres in Lot 14 (NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22)
 5.9 acres in Lot 15 (NW $\frac{1}{4}$, Sec. 22)
 7.0 acres in Lot 16 (S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22)
 2.0 acres in that part of Lot 19 South of a line 440 feet South of and parallel to the North line of said Lot 19 (SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)

Beginning at the NE corner of Lot 11, Pleasant Valley Farm Tracts as per plat thereof on file and of record in the office of the County Clerk of Jackson County, Oregon; thence Southwesterly along the Easterly line of said Lot 11 a distance of 350 feet to a lateral ditch flume crossing said Lot 11; thence Westerly along said flume 363 feet; thence North 240 feet to the center of the channel of Evans Creek; thence Easterly along center of the channel of Evans Creek to the place of beginning containing two acres, more or less, in the NE corner of Lot 11.

440 feet South of and parallel to the North line of said Lot 19 (SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22)

All in Pleasant Valley Farm Tracts, as designated, numbered and described on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon.

6.9 acres in the following described tract:
 Beginning at a point on the North line of Section 15, Tp. 35 S., R. 4 W.W.M., which is 708 feet West of the NE corner thereof; thence South 419.5 feet; thence North 83° 15' West to the center of Evans Creek; thence in a Northeasterly direction along said Creek to the North line of Section 15; thence East to the point of beginning, (N $\frac{1}{2}$ NE $\frac{1}{4}$) Sec. 15, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon.

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
32777 Brooks, A. I. Rogue River, Oregon (See Findings, Paragraph 76) T-4251 sp. or Rec. Vol. 32, p. 405 APOU Cancel dom. & stock V 32, P 541	1902	0.35	21.0	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	21.0 acres in Lot 3 of the Pleasant Valley Farm tracts as designated, numbered, and described on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon (NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22) Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
37629 32778 Kieper, J. H. Route 1, Box 30 Rogue River, Oregon (See Findings, Paragraph 77) ch. pt. div. Sp. Or. Vol. 18, p. 363	1902	0.61	36.5	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	16.0 acres in Lot 7 (NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$) 20.5 acres in Lot 8 of the Pleasant Valley Farm Tracts as designated on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 22, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
32779 32780 51585 Oden, Bud Rogue River, Oregon (See Findings, Paragraph 78) T-5125 APOU & POD 2 $\frac{1}{2}$ ac Lot 12 (NE SW) T-5140 APOU & POD 3 $\frac{1}{2}$ ac NE SW Sp. Or. Vol. 31, p. 288 T-5214 T-5298 APOU 2 $\frac{1}{2}$ ac NE SW Sec. 15 T-5550 APOU ALL OF T-5298	1902	0.22	13.1	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	11.1 acres in Lot 12 of the Pleasant Valley Farm Tracts (NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$) 2.0 acres in that part of Lot 11, Pleasant Valley Farm Tracts, described as follows: Beginning at the NE corner of Lot 11, Pleasant Valley Farm Tracts as per plat thereof on file and of record in the office of the County Clerk of Jackson County, Oregon; thence Southwesterly along the Easterly line of said Lot 11 a distance of 350 feet to a lateral ditch flume crossing said Lot 11; thence Westerly along said flume 363 feet; thence North 240 feet to the center of the channel of Evans Creek; thence Easterly along center of the channel of Evans Creek to the place of beginning, containing two acres, more or less, in the NE corner of Lot 11, all in Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon, (NE $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 15, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
32781 32782 51190 Oden, Volney R. F. D. No. 1 Rogue River, Oregon (See Findings, Paragraph 79) 1 $\frac{1}{2}$ ac canceled Sp Or. Vol. 38, p 247 - PC 83-12 3 $\frac{1}{2}$ ac canceled Sp Or. Vol. 38, p 248 - PC 83-13 1 acre of above transferred - Sp. Or. Vol. 5, p. 552 (a) T-5026 APOU & POD 3 $\frac{1}{2}$ ac (C-32782)	1902	0.12	7.0	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	(a) 3.0 7.0 acres in the following-described tract: Beginning at the NE corner of Sec. 15, Tp. 35 S., R. 4 W. W. M., thence West 708 feet; thence South 419.5 feet; thence South 83° 16' East 713 feet to the East line of said Sec. 15; thence North along section line to the point of beginning, containing 7.5 acres, more or less, in Jackson County, Oregon, (NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Tp. 35 S., R. 4 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
32703 47904 + 47905 Orr, Vern L. Rogue River, Oregon (See Findings, Paragraph 80)	1902	0.40	24.1	Irrigation, * domestic * and stock	Vroman Ditch	Evans Creek	24.1 acres in Lot 2 of the Pleasant Valley Farm Tracts as designated, numbered and described on the official plat thereof now on record in the office of the County Clerk of Jack- son County, Oregon (NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W.W.M.).
<i>Partly Canceled * Sp. Or. Vol. 3209 chg. pts. of ditch for 12.1 ac (7-3211) Sp. Or. Vol. 26, P. 393 chg. pts. of ditch for 12.0 ac (7-3215) Sp. Or. Vol. 26, P. 390</i>							
57541 56489 32703 57690 Owings, William F. Rogue River, Oregon (See Findings, Paragraph 81)	1902	0.40	24.0	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	8.5 acres in Lot 17 (S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22) 12.0 acres in Lot 18 (NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22) 3.5 acres in that part of Lot 19 of Pleasant Valley Farm Tracts described as follows: Beginning at the NW corner of said Lot 19; running thence along the North line of said lot to the NE corner thereof; thence in a Southerly direction along the East line thereof a distance of 440 feet; thence in a Westerly direction and parallel with the North line thereof to the East line of the road which bounds said lot on the West; thence in a Northerly direction along the East line of said road to point of beginning (NW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon).
<i>Cancelled - sp. or Rec. Vol. 44 p. 302 T-5141 A POD 4200 NW 1/4, 2 E 1/4 NW 1/4, Sec 22 T-5142 A ROUTE 2 E 1/4 NW 1/4, Sec 22 Sp. Or. V. 31 p. 252 T-5145 T-5247 2 E 1/4 NW 1/4 Sp. Or. V. 37 p. 284 T-5196 Remaining 5 ac canceled (Lot 17) Sp. Or. V. 38, p. 249 - PCB3-14</i>							
56490 32703 Pilcher, Zeb Rogue River, Oregon (See Findings, Paragraph 82)	1902	0.90	54.0	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	4.4 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 15.9 acres in that part of NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying East of Evans Creek, South of the following-described line: Beginning at a point 1,237.9 feet South of the NE corner of Sec. 15; thence North 75° 45' West 2,332 feet to the center of Evans Creek 28.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 3.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 2.0 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying East of Evans Creek Sec. 15, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
<i>T-4389 A POD 11</i>							
Reed, Harold E. Rogue River, Oregon (See Findings, Paragraph 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
56491 32786 Stephens, Calvin and Stephens, Earl Rogue River, Oregon (See Findings, Paragraph 84)	1902	0.28	17.0	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	10.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 6.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon, all of which are in- cluded in the following- described tract: Beginning 503.4 feet South of NE corner of Sec. 15, Tp. 35 S., R. 4 W. W. M.; thence South 734.5 feet; thence North 75° 45' West 2,332 feet to center of Evans Creek; thence North 52° 15' East 689 feet along the center of Evans Creek; thence South 83° 15' East 1,791 feet to beginning.
T-5095 A <i>pd all</i> Sp. or Rec. Vol. 41 P. 276 Don Canceled - sp. or Rec. Vol. <u>41</u> P. <u>276</u>							
32787 Trefren, James Rogue River, Oregon (See Findings, Paragraph 85)	1902	0.30	18.1	Irrigation, domestic and stock	Vroman Ditch	Evans Creek	18.1 acres in Lot 9 of the Pleasant Valley Farm Tracts as designated, numbered, and described on the official plat thereof now of record in the office of the County Clerk of Jack- son County, Oregon (SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15; NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Tp. 35 S., R. 4 W. W. M.).
ch. pt. of div B. 2 Ac. Sp. or Rec. Vol. 25, P. 375 (Tr. 3142)							
32788 Greenwood, F. O. Rogue River, Oregon (See Findings, Paragraph 86)	1904	0.04	2.0	Irrigation	By Pumping	Evans Creek	2.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
32789 Hughbanks, Margaret Rogue River, Oregon (See Findings, Paragraph 87)	1896	0.17	10.0	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	10.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon, described as follows: Commencing at a stake 5 chains East of the quarter section corner between Secs. 10 and 11, Tp. 35 S., R. 4 W. W. M., Jackson County, Oregon, on the East and West center line of Sec. 11, and from said beginning point thence East 6 chains; thence South 12.90 chains to the Westerly side of the county road; thence following the Westerly side of the county road South 39° West 9.40 chains to the SE corner of a certain 10-acre tract under contract to one G. W. Brandon; thence North on the East line of said tract 20 chains to the point of beginning, containing 10 acres more or less.
43980 xch-PT 201V 0824 P199							
32790 Galinat, Edna Van Goethem Route 1, Box 42 Rogue River, Oregon (See Findings, Paragraph 88)	1896	0.16	9.8	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	4.4 acres in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, lying north of Evans Creek and South of the county road; 5.4 acres in that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, lying North of Evans Creek and South of the county road, Sec. 11, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
43970							

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
32791 Lange, William E. and Lange, Amy Rogue River, Oregon (See Findings, Paragraph 89)	1896	0.17	10.0	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	10.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon, described as follows: Commencing at the quarter corner between Secs. 10 and 11, Tp. 35 S., R. 4 W. W. M.; thence running South 20 chains; thence East 5 chains; thence North 20 chains; thence West 5 chains to the place of beginning, containing 10 acres.
Superseded by Cert. No. <u>43981</u> Sp. Or. V. <u>24 p. 22</u>							
32792 Van Goethem, George and Van Goethem, Albert Rogue River, Oregon (See Findings, Paragraph 90)	1896	0.56	33.8	Irrigation, domestic and stock	Williams & Whalen Ditch	Evans Creek	25.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.0 acre in that part of NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying North of the county road 7.4 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying North of the county road and East of a line paral- leling and 11 chains East of the West line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon
Old Mill Ditch and Irrigation Co. Rogue River, Oregon (See Findings, Paragraph 91)	(Note. The allowances made under the inchoate right of the Old Mill Ditch and Irrigation Co. are awarded the following claimants to whom individual certificates of water right will be issued)						
32793 Huntzinger, H. W. 2040 Edgewood Drive Pasadena, California (See Findings, Paragraph 92)	Modified by Decree July 13, 1945 in name of Huntzinger						
32794 Adams, Frank H. Rogue River, Oregon (See Findings, Paragraph 93)	1902	0.34	20.4	Irrigation, domestic and stock	By pumping	Evans Creek	3.7 acres in that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying West of Evans Creek and South of a line beginning at the NW corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 4, Tp. 36 S., R. 4 W. W. M.; thence in a Northeasterly direction to a point in Evans Creek 470 feet Northwesterly of the center of said Section 4. 16.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon

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
32795 Johnson, John E. and Johnson, Carrie P. Route 1, Box 152 Rogue River, Oregon (See Findings, Paragraph 94)	1902	0.17	10.0	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	10.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying east of Evans Creek Sec. 4, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon
32796 Milton, Ethel Rogue River, Oregon (See Findings, Paragraph 95)	1902	0.17	10.3	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	10.3 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying West of Evans Creek Sec. 4, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon
32797 56333 Magerle, Carl L. Rogue River, Oregon (See Findings, Paragraph 96)	1902	0.57	34.1	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	9.0 acres in that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, lying West of Evans Creek and North of a line described as follows: Beginning at a point on the East line of said Sec. 9 a distance of 776.16 feet South of the NE corner of said Sec. 9; thence South 75° 30' West 2,727.0 feet. T-5925 APD 3 ⁰ ac NE, NE; 0 ⁹ ac NWNE 25.1 acres in that part of NW $\frac{1}{4}$ NE $\frac{1}{4}$ north of said line Sec. 9, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon
47514 32798 Woodcock, George A. Rogue River, Oregon (See Findings, Paragraph 97) T-3692 APD	1902	0.27	16.0	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	16.0 acres in that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, lying East of Evans Creek of which 2.5 acres lie above the ditch and are irrigated by pumping therefrom Sec. 9, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon <i>Ch. Pt. of Dis. Sp. Pr. Vol. 13 p. 55</i>
51981 & 74014 32799 Arends, Albert A. P. O. Box 208 Redwood City, California (See Findings, Paragraph 98) T-5291 APD T-5417 APD	1902	0.36	21.3	Irrigation, domestic and stock	Old Mill Ditch and Irri- gation Co. Ditch	Evans Creek	4.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 12.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon, all of which are in that part of the follow- ing-described land lying below the Old Mill Ditch, to-wit: Commencing at the section corner common to Secs. 3,4,9, and 10, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon; thence South 0° 25' East along the section line common to Secs. 9 and 10, 776.16 feet; thence South 75° 30' West 462.0 feet to the true point of beginning; thence running South 24° 57' East 602.2 feet; thence South 0° 25' East 248.6 feet; thence East 198.0 feet to the section line; thence South 0° 25' East along said section line 162.0 feet (to a point from which the quarter section corner common to Secs. 9 and 10 bears South 0° 25' East 793.3 feet); thence South 75° 30'

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
32771 Arends, Albert A. (continued)							West 7,960 feet; thence North 10° 00' West 207.5 feet; thence South 76° 00' West 1,893 feet, more or less, to the North and South center line of Sec. 9; thence North along said center line 841.0 feet; thence North 75° 30' East 2,265.0 feet, more or less, to the point of beginning.
32800 Dennis, A. E. and Dennis, Lillie Rogue River, Oregon (See Findings, Paragraph 99)	1902	0.23	13.7	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	13.7 acres in that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon, described as follows: Beginning at the quarter section corner common to Secs. 9 and 10, Tp. 36 S., R. 4 W. W. M., Jackson County, Oregon; thence running North 0° 25' West along the section line 793.3 feet; thence South 75° 30' West 796.0 feet; thence North 10° 00' West 207.5 feet; thence South 76° 00' West 1893.0 feet, more or less, to the North and South center line of said Sec. 9; thence South along the said North and South center line 340 feet, more or less, to the center of said section; thence East along the East and West center line of said Sec. 9, 2,640.0 feet, more or less, to the point of beginning, the tract containing 23 acres, more or less.
32801 Magerle, Daniel P. and Magerle, Ella M. Rogue River, Oregon (See Findings, Paragraph 100)	1902	0.06	3.3	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	3.3 acres in N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon
32802 Laws, Wm. H. Rogue River, Oregon (See Findings, Paragraph 101)	1902	0.07	4.3	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	4.3 acres in S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon
32803 32805 Hollis, Jesse W. Rogue River, Oregon (See Findings, Paragraph 102)	1902	0.13	7.9	Irrigation, domestic and stock	Old Mill Ditch and Irrigation Co. Ditch	Evans Creek	4.1 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, lying West of Evans Creek 6.8 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, described as follows: Beginning at the section corner common to Secs. 15, 16, 9, and 10, Tp. 36 S., R. 4 W. W. M.; thence South 40 rods on the section line; thence West 37 rods, more or less, to the center of the county road; thence Northerly along center of the county road to the intersection of the North line of Sec. 16, said township and range; thence East on said North line of said Sec. 16, 18 $\frac{1}{2}$ rods to the place of beginning, containing 6.905 acres, more or less. Cancelled-sp. or Rec. Vol. <u>19</u> P. <u>400</u>
Federal Land Bank of Spokane Spokane, Washington (See Findings, Paragraph 103)							Tp. 36 S., R. 4 W.W.M., Jackson County, Oregon

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

Jones, W. J.
Box 126
Rogue River,
Oregon
(See Findings,
Paragraph 104)

Klith, A. P.
Rogue River,
Oregon
(See Findings,
Paragraph 105)

SYKES CREEK

54947
~~32804~~

12.6 Ac. Tract Sp. No. 10, 20, P. 90
1908 0.28 17.0 Irrigation Sykes Sykes
4.4 Ac. Tract Sp. No. 10, 20, P. 90
Creek Creek
Ditch

↓
12.6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
4.4 acres in that part of
SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying north of
a line described as
follows:

Beginning at a point 636.1 feet North of the quarter corner of Sec. 1, Tp. 35 S., R. 4 W. W. M.; thence South 69° 27' West to the West line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 1, Sec. 1, Tp. 35 S., R. 4 W.W.M., Jackson County, Oregon

SARDINE CREEK

Dusenbury, Smith A.
Gold Hill, Oregon
(See Findings,
Paragraph 107)

Durkee, J. E.
Gold Hill, Oregon
(See Findings,
Paragraph 108)

32805

Smith, James U.
Gold Hill, Oregon
(See Findings,
Paragraph 109)

1908 0.66 46.1 Irrigation Smith Sardine
Ditches Creek

1.1 acres in S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$
28.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
1.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
3.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
11.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 4,
Tp. 36 S., R. 3 W.W.M.,
Jackson County, Oregon

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
32806 Smith, John E. Gold Hill, Oregon (See Findings, Paragraph 110)	1908	0.30	21.1	Irrigation	Smith Ditches	Sardine Creek	10.7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, Tp. 35 S., R. 3 W.W.M., 10.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4, Tp. 36 S., R. 3 W.W.M., Jackson County, Oregon

APPLEGATE RIVER

492644 32807 46878 54510 Ainsworth, M. M. Murphy, Oregon (See Findings, Paragraph 111) T-4000 T-4729 add'l POD	Feb., 1899	0.14	9.4	Irrigation	North Side Ditch	Applegate River	8.7 acres in that part of D.L.C. 40 lying North of Applegate River (NE $\frac{1}{4}$ NE $\frac{1}{4}$) 0.7 acre in Lot 2 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 19, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
--	---------------	------	-----	------------	------------------------	--------------------	---

Bridge Point Ditch Co. (Note. The allowances made under the inchoate right of the Bridge Point Ditch Co. are awarded the following claimants to whom individual certificates of water right will be issued.)
Provolt, Oregon
(See Findings,
Paragraph 112)

32808 Carl, W. N. Murphy, Oregon (See Findings, Paragraph 113)	Oct., 1898	0.60	30.2	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	28.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the county road 2.2 acres in that part of SE $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows: Beginning at a point on the north line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, which is 671.22 feet West of the NE corner thereof; thence South 35° 45' West to the West line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence North to the NW corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence East to the point of beginning. Sec. 17, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
--	---------------	------	------	----------------------------	--------------------------	-------------------------	--

32809 Raxford, Charles M. Estate of, by Dora L. Cook, Executrix Murphy, Oregon (See Findings, Paragraph 114)	Oct., 1898	0.23	11.4	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	11.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
	Oct., 1898	1.46	73.2	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	18.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the highway 21.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7; 32.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 2.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon

For additional rights Allowed thru
Bridge Point Ditch See Decree,
Vol. 14, pgs. 430 and 437
32810
32811

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
32812 Carl, Flossie Rexford Murphy, Oregon (See Findings, Paragraph 115)	Oct., 1898	0.17	8.5	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	8.5 acres in that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon, described as follows: Commencing at the SW corner of a 10-acre tract of land owned by E. U. Provolt, in Sec. 7, Tp. 38 S., R. 4 W. W. M., Jackson County, Oregon, running thence South 40 rods; thence East to the county road; thence Northerly along the East line of said public road to the SE corner of the above-described 10 acres of land owned by said E. U. Provolt; thence West to the place of beginning, containing 10 acres, more or less.
32813 Stone, Elery Provolt, Oregon (See Findings, Paragraph 116)	Oct., 1898	1.66	82.9	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	2.0 acres in that part of SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying South of the Applegate River 9.6 acres in that part of NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying South of the Applegate River 22.3 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying South of the Applegate River 37.5 acres in the following- described tract: Beginning at a point on the section line between Secs. 1 and 12, Tp. 38 S., R. 5 W.W.M., 590 feet West of the SE corner of said Sec. 1; thence running North 387.5 feet to the center of the county road; thence along the center line of said road North 57° West 759 feet; thence South 33° 45' West 165 feet; thence South 666.5 feet to the section line; thence East 730 feet to the point of beginning, containing 10 acres, more or less, in Sec. 1. Also, beginning at the SE corner of Sec. 1, Tp. 38 S., R. 5 W.W.M., and running thence West along the South line of said section a distance of 120 feet to the center line of said county road; thence Northwesterly along the center line of said county road to a point of intersection with the North line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of said Sec. 1; thence East a distance of 1,940 feet, more or less, to the East line of said section; thence South 1,320 feet to the place of beginning, containing 30.3 acres, more or less, (SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg. 11.5 acres in that part of the Thomas Nickerson Homestead located in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
32814 Provolt, E. U. Murphy, Oregon (See Findings, Paragraph 117)	Oct., 1898	0.20	10.0	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	10.0 acres in that part of N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying West of the highway Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon <i>see Court Decree Vol. 15, P. 445</i>
48666 45505 32815 Provolt, Glenn Murphy, Oregon (See Findings, Paragraph 118)	Oct., 1898	1.26	63.2	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	34.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7 except for the following- described tract: Beginning at the NE corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 7; thence South along the East line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 346.5 feet; thence North 36° 26' West 92 feet; thence South 57° 35' West 695 feet; thence North along a line parallel to the East line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 266.25 feet; thence North 57° 35' East 561.5 feet; thence North 36° 26' West 114 feet to the North line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence East along said North line a distance of 255.75 feet to the point of beginning. 28.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon <i>See Court Decree W. J. Thompson T#3617</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
32816							
Hill, Callie R. Murphy, Oregon (See Findings, Paragraph 119)	Oct., 1898	0.38	19.2	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	19.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
	Oct., 1898	0.71	35.4	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	13.1 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 22.3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ all being within the following-described tract: Beginning at the SE corner of NW $\frac{1}{4}$, Sec. 7; running thence West 118.94 rods; thence North 53.808 rods; thence East 118.94 rods to the quarter section line of said Sec. 7; thence South 53.808 rods to the place of beginning Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
	Oct., 1898	0.66	33.0	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	10.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 12.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 6.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ all being within the following-described tract: Beginning at the NE corner of the NW $\frac{1}{4}$ of Sec. 7, Tp. 38 S., R. 4 W.W.M., and running thence West 118.94 rods; thence South 106.92 rods; thence East 118.94 rods; thence North 106.92 rods to the point of beginning Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
Superseded by 32817 Cert. No. <u>49836</u>							
Messinger, Herman Provolt, Oregon (See Findings, Paragraph 120)	Oct., 1898	0.88	43.8	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	* 22.5 acres in W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ plus a strip 7 rods wide off the West side of the E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ 21.3 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ plus a strip 7 rods wide off the West side of the E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, less a tract in the SW corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 7, 231 feet North and South and 377.5 feet East and West, containing 2 acres Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
* 0.5 acre Canceled 120034, 335							
32818							
Fields, George Provolt, Oregon (See Findings, Paragraph 121)	Oct., 1898	0.93	46.5	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	2.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows: Commencing at the SW corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7; thence North 14 rods; thence East 22-6/7 rods; thence South 14 rods; thence West 22-6/7 rods to the place of beginning. Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon 5.0 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows: Commencing at the SE corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence North 10 rods along the section line; thence West 80 rods to the West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence South along the West line 10 rods to the South line thereof; thence East 80 rods to the point of beginning. 39.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Tp. 38 S., R. 5 W.W.M., Josephine County, Oregon

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
32810 Bentley, R. H. Murphy, Oregon (See Findings, Paragraph 122)	Oct., 1898	0.33	16.6	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	0.6 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 3.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 12.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.0 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon, all within the follow- ing-described tract: Commencing at the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, Tp. 38 S., R. 4 W. W. M., and run- ning thence West to the county road; thence North 46° West 22.11 chains; thence North 35° 45' East 23.4 chains; thence East to the East line of SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence South to the place of beginning, containing 74.51 acres, more or less, and excepting from the above-described property that certain strip of land conveyed to J. L. Oscar and Izora Oscar, husband and wife, described as follows: Commencing at the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, Tp. 38 S., R. 4 W. W. M.; thence North 185 feet; thence Southwesterly 294 feet, more or less, to a point on the South line of NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence East 185 feet to the point of beginning.
Carl, W. N. Murphy, Oregon (See Findings, Paragraph 123)							
32830 Farra, Arthur J. and Farra, Alma S. Jacksonville, Oregon (See Findings, Paragraph 124)	Oct., 1898	0.67	33.6	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	33.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg., being within the fol- lowing-described tract: Beginning at the NW corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Tp. 38 S., R. 5 W. W. M.; thence South along the West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 70 rods; thence East 80 rods to the East line of said Sec. 12; thence North to the NE corner of said Sec. 12; thence West along the North line of said Sec. 12 to the point of beginning, less and except- ing the following-described tract: Beginning at the NE corner of said Sec. 12 and running thence South 355 feet on the section line; thence West 55 feet to the point of beginning; thence West 75 feet; thence South 50 feet; thence East 75 feet; thence North 50 feet, to the point of beginning. Also less and excepting a tract of land described as follows: Beginning 214 feet South of the NE corner of said Sec. 12 on county line; thence West 150 feet; thence South 70 feet; thence East 150 feet to county line; thence North on county line 70 feet to beginning.
Fields, George Provolt, Oregon (See Findings, Paragraph 125)							
32831 Johnson, Oscar A. and Johnson, Vivian Murphy, Oregon (See Findings, Paragraph 126)	Oct., 1898	0.12	6.0	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	6.0 acres in that part of S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oregon, described as follows:

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
32821 (cont.)							
Johnson, Oscar A. and Johnson, Vivian (continued)							Beginning at a corner in Williams Creek 265 feet East from the NW corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, Tp. 38 S., R. 5 W.W.M.; thence East along the North line of said S $\frac{1}{2}$ SE $\frac{1}{4}$ of said Sec. 1, a distance of 425 feet to the Southerly side of the county road; thence following the Southerly side of said road South 46° 53' East 375 feet to the Northwesterly corner of a church lot with a frontage of 44 $\frac{1}{2}$ feet on said road and a depth of 71 feet back therefrom; thence South 57° East 563 feet; thence South 33° West 700 feet to Williams Creek; thence following said Williams Creek down-stream North 34° 29' West 1,395 feet to the place of beginning, excepting the church lot heretofore described.
32822							
Stone, Elery Provolt, Oregon (See Findings, Paragraph 127)							
32823							
Letteken, Sam and Letteken, Nellie Provolt, Oregon (See Findings, Paragraph 128)	Oct., 1898	0.74	36.9	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	25.0 acres in that part of SE $\frac{1}{4}$ NW $\frac{1}{4}$, lying South of the Applegate River; 11.9 acres in that part of NE $\frac{1}{4}$ SW $\frac{1}{4}$, lying North of the highway Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg.
(Note. To the extent of 9.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 11.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 1, the foregoing right is supplemental to the vested right allowed claimants' predecessor to the use of water from Williams Creek through York and Breeden Ditch, as set out in the Rogue River Decree on Page 26, Column 2, under Proof 813. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.02 cubic foot per second for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second per acre for each acre irrigated during the irrigation season.)							
32824							
Planalp, Ralph W. Murphy, Oregon (See Findings, Paragraph 129)	Oct., 1898	0.13	6.5	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	6.5 acres in that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, lying South of the Applegate River Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg.
32825							
Loesch, L. R. Central Point, Oregon (See Findings, Paragraph 130)	Oct., 1898	0.10	5.1	Irrigation and domestic	Bridge Point Ditch	Apple- gate River	5.1 acres within the following-described tract: Beginning at a point 639 feet North of the half mile corner on the West line of Sec. 1, Tp. 38 S., R. 5 W.W.M., and running thence North 896 feet to the center of the county road; thence South 41° East 807 feet up the center of said county road; thence South 62° 13' West to the place of beginning, containing 6 acres of land, more or less. (SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg.

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
32805 Lewman, T. E. Murphy, Oregon (See Findings, Paragraph 131)	Oct., 1898	0.08	4.2	Irrigation and domestic	Bridge Point Ditch	Apple-gate River	4.2 acres in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows: Beginning at the NE corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7; thence South along the East line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 346.5 feet; thence North 36° 26' West 92 feet; thence South 57° 35' West 695 feet; thence North along a line parallel to the East line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 266.25 feet; thence North 57° 35' East 561.5 feet; thence North 36° 26' West 114 feet to the North line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence East along said North line a distance of 255.75 feet to the point of beginning, Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
Provolt, Glenn Murphy, Oregon (See Findings, Paragraph 132)							
Superseded by 32806 Serial No. 37380 42174							
Mitchell, William A. R. F. D. No. 3 Box 866 Grants Pass, Oregon (See Findings, Paragraph 133)	Oct., 1900 <i>ch. pt. of Div. 233 p. 418</i>	0.55	27.6	Irrigation	Red Bluff Ditch	Apple-gate River	27.6 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying below the Red Bluff Ditch, Sec. 29, Tp. 36 S., R. 6 W.W.M., Josephine County, Oreg.
32807 32808 32809 Cameron, Wilber W. Jacksonville, Oregon (See Findings, Paragraph 134)	1902	0.62	31.0	Irrigation	Com-stock Ditch	Apple-gate River	18.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 13.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, Tp. 39 S., R. 3 W.W.M., Jackson County, Oregon
	1903	0.09	4.5	Irrigation	Com-stock Ditch	Apple-gate River	4.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, Tp. 39 S., R. 3 W.W.M., Jackson County, Oregon
32810 Cook, J. T. Provolt, Oregon (See Findings, Paragraph 135)	Feb., 1899	0.29	14.6	Irrigation	North Side Ditch	Apple-gate River	14.6 acres lying below the North Side Ditch in that part of D.L.C. 37 (SW $\frac{1}{4}$ SE $\frac{1}{4}$) described as follows: Beginning at the SE corner, Sec. 36, Tp. 37 S., R. 5 W.W.M., running thence North along the section line 19.46 chains to the North line of D.L.C. 37; thence Westerly along the North line of said D.L.C. 37 a distance of 36.6 chains, more or less, to the East line of the Willis York Estate; thence South to the South line of said Sec. 36; thence East along said line to the point of beginning, Sec. 36, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32811 Cook, Oran W. and Cook, Gladys Provolt, Oregon (See Findings, Paragraph 136)	Feb., 1899	0.31	15.4	Irrigation	North Side Ditch	Apple-gate River	15.4 acres lying below the North Side Ditch in that part of D.L.C. 37 (N $\frac{1}{2}$ NE $\frac{1}{4}$), described as follows: Beginning at the NE corner of Sec. 1 and running thence South 13 chains; West 36.6 chains; North 13 chains; East 36.6 chains to point of beginning, containing 47.6 acres, Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg.

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
32852 47051 ⁶⁴⁴²¹ Bowen, S. A. and Bowen, Maude E. Murphy, Oregon (See Findings, Paragraph 137) T-4230 Spec. Or. V32, p. 377	1903	0.49	24.4	Irrigation	Swinden & Bunch Ditch	Apple- gate River	24.4 acres in that part of the following-described property lying below the Swinden and Bunch Ditch and West of Grays Creek: Beginning 14 chains East of the NW corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20; running East 6 chains; North 10.75 chains; East 17.60 chains; North 20 chains; West 29.90 chains; South 20 chains; East 7.20 chains; South 10.75 chains to beginning, less 5 acres to Locke and less to road (SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 20, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32853 49050 ⁶⁴⁴²² McDonald, Chas. O. Murphy, Oregon (See Findings, Paragraph 138) T-4230 Spec. Or. V32, p. 377 T-4690 a part of T-4230 Sp. Or. V 39, p. 409	1903	0.52	26.0	Irrigation	Swinden & Bunch Ditch	Apple- gate River	7.5 acres in Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 15.5 acres in Lot 2 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) 3.0 acres in that part of D.L.C. 40 lying East of Grays Creek (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 20, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32854 54518 Gilmore, R. A. Murphy, Oregon (See Findings, Paragraph 139) T-4729 Add'l POD	Feb., 1899	0.26	13.0	Irrigation	North Side Ditch	Apple- gate River	4.0 acres in that part of SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18; described as follows: Beginning at the SE corner of Sec. 18, Tp. 37 S., R. 5 W.W.M.; running thence West 80 rods; thence North 20 rods; thence East 80 rods to the section line; thence South 20 rods to beginning. 9.0 acres in Lot 2 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 19, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32855 54517 Linebaugh, Anna B. Murphy, Oregon (See Findings, Paragraph 140) T-4729 Add'l POD	Feb., 1899	0.13	6.6	Irrigation	North Side Ditch	Apple- gate River	6.6 acres in that part of SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg. described as follows: Beginning at a point 80 rods North of the SE corner of said Sec. 18; thence West 80 rods; thence South 60 rods; thence East 80 rods; thence North 60 rods to the place of beginning excepting a parcel of land 209 feet square situated in the extreme SW corner of said property.
32856 51188 Harr, Bert Jacksonville, Oregon (See Findings, Paragraph 141) T3669	1898	0.54	21.5	Irrigation	Bruce Buck Ditch	Apple- gate River	10.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 7.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, all South of the Applegate River, Sec. 2, Tp. 41 S., R. 4 W.W.M., Jackson County, Oregon

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
32807 Fortner, A. G. and Miles, R. A. R. F. D. No. 1 Murphy, Oregon (See Findings, Paragraph 142)	1908 Feb., 1899	0.02 0.02	1.0 1.2	Irrigation Irrigation	Herzinger & Sargent Ditch North Side Ditch	Apple- gate River Apple- gate River	1.0 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 6, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon 1.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg.
32838 Kubli, K. J. Murphy, Oregon (See Findings, Paragraph 143)	1906 Spec. Or. V. 36 p. 329 (+ 3984)	0.20	9.8	Irrigation	S. H. Cook Ditch	Apple- gate River	9.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon 6.4 acres CANCELED Spec. Or. V. 36 p. 329 3.4 Cancelled - sp. or Rec. Vol. 39 P. 179
32839 Kubli, Maude Applegate, Oregon (See Findings, Paragraph 144) T-4047 Δ PCD H-160 Δ PCD	1908	0.13	6.7	Irrigation	Kubli or Fowler & Keeler Ditch	Apple- gate River	3.1 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.6 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
32840 Laurel Hill Ditch Co. Murphy, Oregon (See Findings, Paragraph 145)	(Note. The allowances made under the inchoate right of the Laurel Hill Ditch Co. are awarded the following claimants to whom individual certificates of water right will be issued.)						
32840 Planalp, Ralph W. Murphy, Oregon (See Findings, Paragraph 146)	Feb., 1892	0.37	18.7	Irrigation	Laurel Hill Ditch	Apple- gate River	18.7 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying South of Applegate River Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg.
32841 York, Jess Murphy, Oregon (See Findings, Paragraph 147)	Feb., 1892	0.37	18.4	Irrigation	Laurel Hill Ditch	Apple- gate River	18.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32842 Willson, W. F. and Willson, D. J. R. F. D. No. 1 Box 37 Murphy, Oregon (See Findings, Paragraph 148)	Feb., 1892	0.69	34.7	Irrigation	Laurel Hill Ditch	Apple- gate River	18.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 16.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.

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
32812 38789 37442 38790 38791 Trumbly, C. A. Murphy, Oregon (See Findings, Paragraph 149) T#4018 AP60 T#4150 AP60 V.30.P.	Feb., 1892 <i>Partial Cancellation Sp. Or. Vol. 31 p. 660</i>	1.66	82.8	Irrigation	Laurel Hill Ditch	Apple- gate River	32.2 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 11.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 29.9 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 9.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32841 Davis, Will Keyes, California (See Findings, Paragraph 151)	Feb., 1892	0.28	14.1	Irrigation	Laurel Hill Ditch	Apple- gate River	2.6 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 4.0 acres in that part of SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, described as follows: Beginning at the SE corner of the NE $\frac{1}{4}$ of said Sec. 34 and running thence West 13 rods; thence North 130 rods; thence East 13 rods; thence South 130 rods to the place of beginning. 7.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32845 Hyde, L. W. Murphy, Oregon (See Findings, Paragraph 152)	Feb., 1892	0.80	39.8	Irrigation	Laurel Hill Ditch	Apple- gate River	30.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 9.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ all being in the W $\frac{1}{2}$ of that part of NE $\frac{1}{4}$ of Sec. 34 lying West of a line 13 rods West of the East line of said Sec. 34 Sec. 34, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32846 Hyde, F. R. Murphy, Oregon (See Findings, Paragraph 153)	Feb., 1892	1.03	51.3	Irrigation	Laurel Hill Ditch	Apple- gate River	28.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 2.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 18.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ all in the E $\frac{1}{2}$ of that part of the NE $\frac{1}{4}$ of Sec. 34 lying West of a line 13 rods West of the East line of said Sec. 34 Sec. 34, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.

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
32817 Weedon, G. C. Murphy, Oregon (See Findings, Paragraph 154)	Feb., 1892	0.83	41.6	Irrigation	Laurel Hill Ditch	Apple- gate River	5.8 acres within a strip of land 220 feet wide on the East side of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27 9.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27; 23.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.5 acres within a strip of land 220 feet wide on the East side of NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32818 Powers, Josephine (Administratrix of the Estate of A. E. Powers, Deceased) Murphy, Oregon See Findings, Paragraph 155)	Feb., 1892	0.82	41.0	Irrigation	Laurel Hill Ditch	Apple- gate River	15.0 acres in the West 1,100 feet of NW $\frac{1}{4}$ SW $\frac{1}{4}$ 26.0 acres in the West 1,100 feet of SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32819 Jones, W. M. Grants Pass, Oregon (See Findings, Paragraph 156)	Feb., 1892	1.52	76.11	Irrigation	Laurel Hill Ditch	Apple- gate River	26.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 30.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 19.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.11 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
45060 & 54034 32820 Sweeney, Charles T. and Sweeney, Mary E. Medford, Oregon (See Findings, Paragraph 157) T 3436	Feb., 1892	0.74	37.2	Irrigation	Laurel Hill Ditch	Apple- gate River	12.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 9.7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.5 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
32821 67149 Blanchard, Emma c/o Paul Blanchard Legal Department Armour & Co. Chicago, Illinois (See Findings, Paragraph 158) T-5579 A 100	1903	0.55	27.6	Irrigation	Swinden and Bunch Ditch	Apple- gate River	27.6 acres in that part of the following-described property lying below the Swinden and Bunch Ditch: Beginning at the SE corner of the SE $\frac{1}{4}$ of Sec. 19; running North 20 chains; East 14 chains; North 10.75 chains; West 7.20 chains; North 20 chains; West 10.10 chains; North 7.50 chains to the river; West 2.90 chains; South 61 chains; East 5.40 chains to the place of beginning, containing 61.66 acres, more or less, lying and being in Secs. 19 and 20. (SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19; and SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20) Secs. 19 and 20, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.

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
32882 Matney, J. N. Ruch, Oregon (See Findings, Paragraph 159)	1901	1.6	25.0	Irrigation and domestic	Offenbacher and O'Brien Ditch	Apple- gate River	10.3 acres in Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 14.7 acres in W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29, Tp. 38 S., R. 3 W.W.M., Jackson County, Oregon
Superseded by 45063 Sert. No. 34847 + 56499, 56500 + Trfs. Sp. Or. Vol. 16, p. 461 Vol. 16 p. 486							
Gentner, Emil R. F. D. No. 1 Murphy, Oregon (See Findings, Paragraph 160) T 3734 (31847) ch 200	Feb., 1899	0.73	51.3	Irrigation	North Side Ditch	Apple- gate River	x 4.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26; 1.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ x 4.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ x Trfs. Sp. Or. Vol. 16, p. 461 Vol. 16 p. 486 2.1 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ x 22.3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ x 6.8 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
Murphy Ditch Co. Grants Pass, Oregon (See Findings, Paragraph 161)	(Note. The allowances made under the inchoate right of the Murphy Ditch Co. are awarded the following claimants to whom individual certificates of water right will be issued.)						
32881 Perry, Wilhelmina T. R. F. D. No. 3 Grants Pass, Oreg. (See Findings, Paragraph 162)	1902	0.30	14.9	Irrigation	Murphy Ditch	Apple- gate River	7.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, Tp. 37 S., R. 5 W.W.M. 3.9 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 3.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32885 Boyer, Oscar D. Grants Pass, Oregon (See Findings, Paragraph 163)	1902	0.14	6.8	Irrigation	Murphy Ditch	Apple- gate River	6.8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24 Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32886 Gallwas, F. A. J. c/o C. J. Hopper R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 164)	1902	0.18	9.0	Irrigation	Murphy Ditch	Apple- gate River	9.0 acres in (that part of) NE $\frac{1}{4}$ NW $\frac{1}{4}$ (lying North of the county road) described as follows: Beginning 604 feet South of N $\frac{1}{4}$ corner of Sec. 24; running South 554 feet to North line of county road; thence on North line of road North 46° 52' West 58.4 feet; North 17° 44' West 175.9 feet; North 47° 12' West 157 feet; North 42° 38' East 329.4 feet to beginning, containing 1.29 acres; and all that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying South of the county road, containing 8.0 acres, more or less, except right of way for road 15 feet wide along the West side. Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.

Modified by
Decree Feb. 16, 1953

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
32857 64729 Gimmestad, Cecil Zina (Administratrix of Estate of Georgietta G. McCain, Deceased Grants Pass, Oregon (See Findings, Paragraph 165))	1902	0.14	7.0	Irrigation	Murphy Ditch	Apple- gate River	7.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32858 Gimmestad, Mikkel and Gimmestad, Cecil R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 166)	1902	0.46	23.1	Irrigation	Murphy Ditch	Apple- gate River	0.2 acre in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying South of Murphy road 6.3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ 9.6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ 7.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32859 Hopper, C. J. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 167)	1902	0.33	16.5	Irrigation	Murphy Ditch	Apple- gate River	9.5 acres in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 24, described as follows: Beginning at a point in the middle of the county road on the North line of Sec. 24, Tp. 37 S., R. 6 W.W.M., 131 feet East of the NW corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section; running thence in a Southeasterly direction along the middle of said county road a distance of 1,250 feet; thence Northeasterly 395 feet to a point on the line between the NW $\frac{1}{4}$ and NE $\frac{1}{4}$ of said section a distance of 542 feet from the North line of said section; thence North 542 feet to the North line of said section; thence West along said North line 1,189 feet to the place of beginning, containing 13 acres, more or less. 1.0 acre in that part of NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, described as follows: Beginning at the SE corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 24, Tp. 37 S., R. 6 W. W. M.; thence East 240 feet to the middle of the county road; thence Northwesterly along the middle of the county road to a point where said road intersects the North and South line between the NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section; thence South to the place of beginning containing one acre, more or less. 6.0 acres being the South 6 acres of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32860 50912 64721 Knapp, Clark B. 6950 De Celis Place Van Nuys, California (See Findings, Paragraph 168)	1902	0.19	9.8	Irrigation	Murphy Ditch	Apple- gate River	9.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.

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
32861 Listman, Louie 1720 Hopkins Street Oakland, California (See Findings, Paragraph 169)	1902	0.32	15.9	Irrigation	Murphy Ditch	Apple-gate River	7.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ 8.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32862 McDonald, Charles R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 170)	1902	0.20	9.8	Irrigation	Murphy Ditch	Apple-gate River	9.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32863 Rightmier, E. L. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 171)	1902	0.33	16.3	Irrigation	Murphy Ditch	Apple-gate River	7.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ 8.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32864 Sharp, W. O. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 172)	1902	0.12	6.2	Irrigation	Murphy Ditch	Apple-gate River	6.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32865 Woodard, Elsie R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 173)	1902	0.22	11.12	Irrigation	Murphy Ditch	Apple-gate River	11.12 acres in that part of W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg., lying South of the county road and North of the South 6 acres of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 24.
32866 Gibson, Edward and Gibson, Josephine R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 174)	1902	0.78	39.2	Irrigation	Murphy Ditch	Apple-gate River	39.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.

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
<p>50911 & 54050 32869</p> <p>Lawless, John R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 175)</p>	1902	0.35	17.4	Irrigation	Murphy Ditch	Apple- gate River	<p>9.4 acres in that part of SW$\frac{1}{4}$ SW$\frac{1}{4}$ Sec. 13, Tp. 37 S., R. 6 W.W.M., described as follows: Beginning at SW corner of said Sec. 13; thence East 60 rods; North 1 rod; Northwesterly in a straight line 79.3 rods to a point on the West line of Sec. 13; South 52 rods to point of beginning.</p> <p>8.0 acres in that part of SW$\frac{1}{4}$ NW$\frac{1}{4}$, lying North of the Applegate River Sec. 24, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.</p>
<p>T-4862 Add'l ROD 8² ac SWNW, Sec 24</p>							
<p>Humrick, O. V. and Humrick, Vada E. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 176)</p>							
<p>32863</p> <p>Silva, Tony and Silva, Isabel R. F. D. No. 2 Box 75 Grants Pass, Oreg. (See Findings, Paragraph 177)</p>	1902	1.73	86.4	Irrigation	Murphy Ditch	Apple- gate River	<p>8.6 acres in NE$\frac{1}{4}$ SW$\frac{1}{4}$ 28.8 acres in NW$\frac{1}{4}$ SW$\frac{1}{4}$, except the following- described land: Beginning 12 rods South of the NW corner of the SW$\frac{1}{4}$ of Sec. 13; thence South 40 rods; thence East 10 rods; thence North 8 rods; thence East 3 rods; thence North 32 rods; thence West 13 rods to the point of beginning.</p> <p>28.8 acres in SW$\frac{1}{4}$ SW$\frac{1}{4}$, except the following- described land: Beginning at the SW corner of Sec. 13, Tp. 37 S., R. 6 W. W. M.; running thence North 52 rods; thence Southeasterly a distance of 79.3 rods to a point 60 rods East along the South line of Sec. 13 and 1 rod North thereof; thence South 1 rod to said South line of Sec. 13; thence West along said line a distance of 60 rods to the point of beginning containing 10 acres, more or less.</p> <p>20.2 acres in SE$\frac{1}{4}$ SW$\frac{1}{4}$ Sec. 13, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.</p>
<p>32860</p> <p>Langworthy, D. M. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 178)</p>	1902	0.04	2.2	Irrigation	Murphy Ditch	Apple- gate River	<p>2.2 acres in that part of NW$\frac{1}{4}$ SW$\frac{1}{4}$, described as follows: Beginning 12 rods South of the NW corner of the SW$\frac{1}{4}$ of Sec. 13, running thence South along section line 32 rods to NW corner of the land conveyed to School District 12; thence East 13 rods; thence North 32 rods; thence West 13 rods to place of beginning. Sec. 13, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.</p>

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
32870 Lawless, Julia R. F. D. No. 1 Box 20 Grants Pass, Oregon (See Findings, Paragraph 179)	1902	0.13	6.5	Irrigation	Murphy Ditch	Apple- gate River	6.5 acres in N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32871 Langworthy, D. M. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 180)	1902	0.19	9.6	Irrigation	Murphy Ditch	Apple- gate River	9.6 acres in the South 30 acres on NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
51987 49196 55696 Helms, J. L. R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 181)	1902	1.14	56.9	Irrigation	Murphy Ditch	Apple- gate River	20.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 36.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ except the following- described tract: Beginning at the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence West 4 rods; thence North 40 rods; thence East 4 rods to the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence South 40 rods to point of beginning. T-4372 Δ POD part T-4372 Δ POD part 49193 Δ 55697 49193 T-4372 Δ POD all 55695 T-5317 Δ POD 12-20 NENE Sec. 14, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
Kapsa, Otis A. and Kapsa, Myrtle 553 West 6th Street Eugene, Oregon (See Findings, Paragraph 182)	1902	0.79	39.4	Irrigation	Murphy Ditch	Apple- gate River	2.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 acre in that part of SW $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows: Beginning at the SE corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W.W.M., and running thence West 4 rods; thence North 40 rods to a bank or bluff; thence East 4 rods to the East line of SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 14; thence South 40 rods to the place of beginning, containing one acre, more or less, 23.1 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 12.8 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows: Beginning at the NE corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W. W. M., and running thence South 509.5 feet to the NE corner of the tract of land now or formerly owned by J. H. Shawl; thence West a distance of 977.0 feet to the Easterly bank of the Applegate River; thence Northwesterly along the bank of said river to the East and West quarter section line; thence East along said quarter section line 1,116.0 feet to an iron pipe at place of beginning. 12.8 Acres Transferred Sp. Dec. Vol. 110, p. 183 Sec. 14, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
55694 55694 T-4372 Δ POD 10/11 Haefner, H. E. 4242 N. E. Failing Street Portland, Oregon (See Findings, Paragraph 183)	1902	1.72	86.2	Irrigation	Murphy Ditch	Apple- gate River	39.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 12.0 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows: Beginning at the SE corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 37 S., R. 6 W. W. M.; thence North parallel to section line 818 feet; thence West parallel to East and West quarter section line 977 feet to the bank of the Applegate River; thence Southeasterly along said bank to the South line of NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 266 feet to the point of beginning; 34.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.

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
<p>Kapsa, Otis A. and Kapsa, Myrtle 553 West 6th St. Eugene, Oregon (See Findings, Paragraph 184)</p> <p>Superseded by 32876 Cert. No. 48257 = T-4270 Δ P6D part Superseded by 32877 Cert. No. 48257 55496</p>							
<p>Lucore, W. C. R. F. D. No. 3 Box 740 Grants Pass, Oregon (See Findings, Paragraph 185)</p>	1902	0.17	8.5	Irrigation	Murphy Ditch	Apple- gate River	8.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14, Tp. 37 S., R. 6 W.W.M., Josephine County, Oregon.
							Ch. Pt. of Div. 3 ^d Ac. Sp. On Vol. 13 p 387 revised 7-30-97 A, T, 41
<p>32878 Weaver, W. C. R. F. D. No. 2 Box 552 Grants Pass, Oregon (See Findings, Paragraph 186)</p>	1902	0.41	20.5	Irrigation	Murphy Ditch	Apple- gate River	16.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ except a parcel of land commencing at the SW corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14; thence East 751 feet; thence North 165 feet; thence West 751 feet; thence South 165 feet to the point of begin- ning, Sec. 14, Tp. 37 S., R. 6 W.W.M., Josephine County, Oregon.
<p>32879 Brown, E. J. Applegate, Oregon (See Findings, Paragraph 187)</p>	1906	1.56	78.2	Irrigation	New Berry- man Ditch	Apple- gate River	78.2 acres in that part of D.L.C. No. 38 lying East of Thompson Creek and South of the Apple- gate River (13 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, 3 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$, 17 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$, 11 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$, 0.5 acre NW $\frac{1}{4}$ SW $\frac{1}{4}$, 12 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$, 21.7 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 22, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
<p>32880 Finley Bros. (D. H. Finley and Francis Finley) Murphy, Oregon (See Findings, Paragraph 188)</p>	1906	1.93	96.6	Irrigation	New Berry- man Ditch	Apple- gate River	38.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 33.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, except the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 19.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, ex- cept the E $\frac{1}{2}$ E $\frac{1}{2}$ 5.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon

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
32881 Foerst, Hattie F. Murphy, Oregon (See Findings, Paragraph 189)	1906	0.68	33.8	Irrigation	New Berry- man Ditch	Apple- gate River	3.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 16.0 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17, described as follows: Beginning at quarter section between Secs. 17 and 18, Tp. 38 S., R. 4 W.W.M.; thence South 20 chains to the sixteenth corner; thence East along the sixteenth line 7.65 chains to a pipe for a corner; thence North 20.83 chains to the center of the county road to a pipe for a corner; thence along the county road in a Northwesterly course 9.25 chains, more or less, to the line between Secs. 17 and 18 to an iron pipe for a corner; thence South on said section line 6.55 chains to the place of beginning.
							4.8 acres in E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 acres in E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
	1906			Stock	New Berry- man Ditch	Apple- gate River	3.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 16.0 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon, described above.
32882 River Banks Farm R. F. D. No. 3 Grants Pass, Oregon c/o Forbes W. Fosbery (See Findings, Paragraph 190)	Feb., 1898	7.67	460.4	Irrigation and stock	Miller Ditch	Apple- gate River	3.0 acres in Lot 3 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) 37.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.4 acres in Lot 2 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) 14.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 16.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.1 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 31.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 24.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 39.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 35.9 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 19; 21.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 37.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 15.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 22.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 6.8 acres in N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 10.0 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30, Tp. 36 S., R. 6 W.W.M. 2.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24; 12.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 25, Tp. 36 S., R. 7 W.W.M., Josephine County, Oreg.
							Each acre transferred See Sp. Or. Vol. 8, p. 372 R. 456
Pt. of div. changed for all lands under Miller ditch - See Sp. Or. Vol 6, p. 87 Changed Again --- Sp. Or. Vol. 8, p. 372	Jan., 1909	3.28	196.6	Irrigation	Miller Ditch	Apple- gate River	37.2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 38.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19; 3.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 34.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 24.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 4.2 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30, Tp. 36 S., R. 6 W.W.M. 23.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 33.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, Tp. 36 S., R. 7 W.W.M., Josephine County, Oreg.

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
32883 Letteken, John H. Provolt, Oregon (See Findings, Paragraph 191)	1906	0.25	12.5	Irrigation	New Berry- man Ditch	Apple- gate River	12.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
74691 42265 Helms, J. L. Grants Pass, Oregon (See Findings, Paragraph 192)	Feb., 1897	3.14	156.8	Irrigation	Jess Ditch	Apple- gate River	18.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 23.7 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ both lying South of the following line which bounds the K.M.C. Neill property in S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W.W.M.:
<p><i>Chg. in pt. of Div. Sp. Or. Vol. 10, p. 391</i></p> <p>Beginning at a point on the West line of the NE$\frac{1}{4}$ of said Sec. 31, 1,682 feet South of the N$\frac{1}{4}$ corner of said Sec. 31; thence South 45° 21' East 222.7 feet; South 61° 14' East 207.2 feet; South 51° 36' East 273.5 feet; South 27° 24' East 46.7 feet; South 63° 47' East 167.8 feet; North 5° 17' East 140.4 feet; North 29° 47' West 378.4 feet; North 25° 14' East 150 feet; North 76° 13' East 100.7 feet; South 78° 20' East 874.3 feet; North 1° 18' West to the North line of S$\frac{1}{2}$ NE$\frac{1}{4}$ of said Sec. 31; thence West along said North line to the NW corner of said S$\frac{1}{2}$ NE$\frac{1}{4}$; thence South 362 feet, more or less, to the point of beginning.</p>							
							33.3 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 31.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 37.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 12.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 31, Tp. 36 S., R. 6 W.W.M., Josephine County, Oreg.
74292 32885 Neill, K. M. C. and Neill, Ada Louise Ardencraig Grants Pass, Oregon (See Findings, Paragraph 193)	Feb., 1897	0.09	4.7	Irrigation	Jess Ditch	Apple- gate River	3.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ all in that part of S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 31, lying North of the following- described line:
<p>Beginning at a point 1,682 feet South of the N$\frac{1}{4}$ corner of said Sec. 31; thence South 45° 21' East 222.7 feet; thence South 61° 14' East 207.2 feet; thence South 51° 36' East 273.5 feet; thence South 27° 24' East 46.7 feet; thence South 63° 47' East 167.8 feet; thence North 5° 17' East 140.4 feet; thence North 29° 47' West 378.4 feet; thence North 25° 14' East 150.0 feet; thence North 76° 13' East 100.7 feet; thence South 78° 20' East 874.3 feet; thence North 1° 18' West to the North line of the S$\frac{1}{2}$ NE$\frac{1}{4}$ of said Sec. 31.</p>							
							Sec. 31, Tp. 36 S., R. 6 W.W.M., Josephine County, Oreg.
32886 Offenbacher, John Ruch, Oregon (See Findings, Paragraph 194)	1908	0.28	14.0	Irrigation	Fowler or Offen- bacher Ditch	Apple- gate River	8.4 acres in D.L.C. 39 (7.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 1.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$) 5.6 acres in Lot 7 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 30, Tp. 38 S., R. 3 W.W.M., Jackson County, Oregon
56376 & 54516 32887 Harmon, A. C. Murphy, Oregon (See Findings, Paragraph 195)	Feb., 1899	0.27	13.6	Irrigation	North Side Ditch	Apple- gate River	13.6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
<p><i>Superseded by 55691 & 55692</i></p> <p><i>Chg. in pt. of div. Sp. Or. Vol. 6, p. 18</i></p> <p>T-9729 Add'l POD T-9901 Δ POD 1⁰ ac</p>							

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
52553 56348 York, Jess Murphy, Oregon (See Findings, Paragraph 196) T-5926 A POU 4° SESE	Feb., 1899	0.14	6.8	Irrigation	North Side Ditch	Apple- gate River	4.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21; 2.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
48358 Estate of Nancy Pernoll c/o Jno. W. Pernoll Applegate, Oregon (See Findings, Paragraph 197) T 3454	1906	0.60	30.0	Irrigation	S.H. Cook Ditch	Apple- gate River	7.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16; 12.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 17, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
52985 + 56015 Carl, W. N. Murphy, Oregon (See Findings, Paragraph 198) J-5265 A POU 2° 22' SWNW; 1° 22' NWSW	1906	0.93	46.7	Irrigation and stock	New Berry- man Ditch	Apple- gate River	7.0 acres in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$, described as follows: Beginning at the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17; thence West 11 chains; thence North 46° West 22.11 chains to the true point of begin- ning; thence North 46° 45' East 9.90 chains; thence North 38° 15' West 4.02 chains; thence North 45° East 19.02 chains; thence West 29.83 chains to the West line of said Sec. 17; thence South 13.45 chains to the center of the county road; thence Southwesterly along the center of said county road to the point of beginning. 17.1 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows: Commencing at an iron pipe set for a corner on the quarter line being 20 chains South and 7.65 chains East from the quarter section corner between Secs. 17 and 18, Tp. 38 S., R. 4 W.W.M., in Jackson County, Oregon, and running thence East 12.35 chains to the SE corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 8.50 chains to a pipe in center of county road; thence North 46° West in center of county road 17 chains, more or less, to an iron pipe for a corner; thence South 20.83 chains to the place of beginning, contain- ing 17.87 acres, more or less. 3.8 acres in that part of NE $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows: Commencing at the SW corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, Tp. 38 S., R. 4 W.W.M., in Jackson County, Oregon, and running thence East 9 chains; thence North 46° West along the center of the county road 13 chains, more or less, to an iron pipe for a corner; thence South 8.50 chains to the place of beginning, containing 3.82 acres, more or less; 10.0 acres in Lot 3 (SE $\frac{1}{4}$ SW $\frac{1}{4}$) 8.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
49453 Carl, Flossie Rexford Murphy, Oregon (See Findings, Paragraph 199)	1906	0.22	11.0	Irrigation	S. H. Cook Ditch	Apple- gate River	11.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon

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
Vermaas, Laurel M. Murphy, Oregon (See Findings, Paragraph 200)							
Drake, Bertha B. R. F. D. No. 1 Murphy, Oregon (See Findings, Paragraph 201)							
32882 Throckmorton, Gladys Rose Applegate, Oregon (See Findings, Paragraph 202)	1906	1.54	76.8	Irrigation	New Berry- man Ditch	Apple- gate River	29.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 26.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 7.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 2.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21; 0.8 acre in Lot 5 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 6.1 acres in that part of D.L.C. 38 lying West of Thompson Creek (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 22, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
32883 54515 Hanson, Ellen G. Box 6 Tracyton, Washington (See Findings, Paragraph 203) T-4729 Add'l PAD	Feb., 1899	0.58	34.9	Irrigation	North Side Ditch	Apple- gate River	19.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 10.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.1 acres in E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, Tp. 37 S., R. 5 W.W.M., Josephine County, Oregon
32891 May, Ira W. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 204)	Oct., 1900	0.50	24.8	Irrigation	Red Bluff Ditch	Apple- gate River	19.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29, Tp. 36 S., R. 6 W.W.M., Josephine County, Oregon
32895 Smith, Samuel R. F. D. No. 1 Box 122 Murphy, Oregon (See Findings, Paragraph 205)	Feb., 1899	0.55	33.2	Irrigation	North Side Ditch	Apple- gate River	4.4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 28.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21, Tp. 37 S., R. 5 W.W.M., Josephine County, Oregon

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
<i>Superseded by</i> 32901 44965 + 48152, 54181							
Blanchard, H. D. Murphy, Oregon (See Findings, Paragraph 211) T 3161	Feb., 1899	0.40	20.2	Irrigation	North Side Ditch	Apple- gate River	10.0 acres in $W\frac{1}{2}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$ 10.2 acres in $NW\frac{1}{4}$ $NW\frac{1}{4}$ Sec. 20, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
<i>Chg. in pt. of div. Sp. Or. Vol. 6, p. 18 Vol. 10, p. 150</i>							
32902 54512							
Meek, G. H. Murphy, Oregon (See Findings, Paragraph 212) T-9729 Add'l P&D	Feb., 1899	0.03	1.5	Irrigation	North Side Ditch	Apple- gate River	1.5 acres in $SE\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 17, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
<i>Chg. in pt. of div. Sp. Or. Vol. 6, p. 18</i>							
32903							
Offenbacher, Ray and Offenbacher, Maybelle Ruch, Oregon (See Findings, Paragraph 213)	Superseded by 1902 Cert. No. _____ Irs. Sp. Or. Vol. 6, p. 39/ Ch. pt. of div.	0.54	26.9	Irrigation	Good- will Ditch	Apple- gate River	15.0 acres in $NE\frac{1}{4}$ $SW\frac{1}{4}$ 11.9 acres in $W\frac{1}{2}$ $NW\frac{1}{4}$ $SE\frac{1}{4}$ Sec. 29, Tp. 38 S., R. 3 W.W.M., Jackson County, Oregon
32904 39835							
Smith, Bessie Ruch, Oregon (See Findings, Paragraph 214)	1902	0.45	22.7	Irrigation	Good- will Ditch	Apple- gate River	12.7 acres in $NE\frac{1}{4}$ $SE\frac{1}{4}$ 10.0 acres in $E\frac{1}{2}$ $NW\frac{1}{4}$ $SE\frac{1}{4}$ Sec. 29, Tp. 38 S., R. 3 W.W.M., Jackson County, Oregon
32905 54511							
Benner, Rosanna R. F. D. No. 3 Box 998 Grants Pass, Oregon (See Findings, Paragraph 215) T-9729 Add'l P&D	Feb., 1899	0.09	4.5	Irrigation	North Side Ditch	Apple- gate River	4.5 acres in $SE\frac{1}{4}$ $NE\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 5 W.W.M., Josephine County, Oreg.
<i>Chg. in pt. of div. Sp. Or. Vol. 6, p. 18</i>							
Wilderville Irrigation Co. Wilderville, Oregon (See Findings, Paragraph 216)	(Note. The allowances made under the inchoate right of the Wilderville Irrigation Co. are awarded the following claimants to whom individual certificates of water right will be issued.)						
32906							
Gaines, Richard C. Wilderville, Oregon (See Findings, Paragraph 217)	Feb., 1899	0.57	28.4	Irrigation	Wild- ville Ditch	Apple- gate River	15.0 acres in $NE\frac{1}{4}$ $SW\frac{1}{4}$ 13.4 acres in $NW\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 6, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.

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
32907 Holland, George R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 218)	Feb., 1899	0.40	20.0	Irrigation	Wilderville Ditch	Applegate River	12.7 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6; 7.3 acres in that part of E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ below the Wilderville Ditch Sec. 7, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32908 45 157 + 5550 Loughridge, Ernest R. F. D. No. 2 Box 454 Grants Pass, Oregon (See Findings, Paragraph 219)	Feb., 1899	0.69	34.7	Irrigation	Wilderville Ditch	Applegate River	16.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; 18.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32909 36594, 36595, 36596 Robinson, C. C. R. F. D. No. 2 Box 455 Grants Pass, Oregon (See Findings, Paragraph 220)	Feb., 1899	0.96	48.0	Irrigation	Wilderville Ditch <i>div. pt. River - on bank of C.C. Robinson Feb. 1917 B-149</i>	Applegate River <i>Sp. 151, 1911</i>	17.2 acres in that part of SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 30.8 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$, all lying West of the Applegate River Sec. 6, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32910 Robinson, K. K. c/o Radburn Robinson R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 221)	Feb., 1899	0.73	36.5	Irrigation	Wilderville Ditch	Applegate River	10.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 19.5 acres in W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 7.0 acres in E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ all being within the following-described tract: Beginning at the SW corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8, Tp. 37 S., R. 6 W.W.M.; running North 240 rods to the North line of Sec. 8; thence East 39 rods; thence South 240 rods; thence West 39 rods to beginning; less and excepting a strip of land 80 rods long by 20 rods wide off West side of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, said strip containing 10 acres. Sec. 8, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32911 Robinson, Ennis R. F. D. No. 2 Box 494 Grants Pass, Oregon (See Findings, Paragraph 222)	Feb., 1899	0.16	8.0	Irrigation	Wilderville Ditch	Applegate River	8.0 acres in W $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.

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
32912 Robinson, Radburn R. F. D. No. 2 Box 500 Grants Pass, Oregon (See Findings, Paragraph 223)	Feb., 1899	1.17	58.45	Irrigation	Wilderville Ditch	Applegate River	1.75 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 15.00 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 21.00 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ all lying within a strip of land 41 rods wide off the East side thereof; 19.7 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying West of the Applegate River; 1.0 acre in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying North of the county road running Easterly and Westerly Sec. 8, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg
Estate of R. M. Robinson Robinson, S. E. Administrator R. F. D. No. 2 Box 510 Grants Pass, Oregon (See Findings, Paragraph 224)							
32913 Robinson, S. E. R. F. D. No. 2 Box 510 Grants Pass, Oregon (See Findings, Paragraph 225)	Feb., 1899	1.48	73.9	Irrigation	Wilderville Ditch	Applegate River	35.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 38.4 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
32914 Lindsay, J. R. and Lindsay, Alice L. R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 226)	Feb., 1899	0.03	1.5	Irrigation	Wilderville Ditch	Applegate River	1.5 acres in that part of SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying below the Wilderville Ditch, Sec. 7, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg. being within the follow- ing-described tract: Beginning at the NW corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, Tp. 37 S., R. 6 W.W.M., in Josephine County, Oregon, and running thence South 229 feet; thence East 420 feet; thence North 88.75 feet; thence East 450 feet; thence North 140.25 feet to the North line of said legal subdivision; thence West 870 feet to the place of beginning.
32915 Ward, James P. 113 East 11th St. Medford, Oregon (See Findings, Paragraph 227)	Feb., 1899	0.50	25.0	Irrigation	Wilderville Ditch	Applegate River	25.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg., <i>See the Court Sp. CV Vol. 113 pg 230</i> less and excepting those certain parcels of real estate conveyed to the Beaver Portland Cement Company for railroad right of way purposes, said parcel of land being more particularly described in Volume 55, Deed Records, at Pages 436-7 and in Volume 56, Deed Records, at Page 415, Records of Josephine County, Oregon, said excepted parcel containing approximately 1.5 acres; also less and excepting a tract of land conveyed to J. R. Lindsay and Alice Lindsay, being more particularly described as follows:

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

32915 (cont.)

Ward, James P.
(continued)

Beginning at the NW corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, and running thence South 229 feet; thence East 420 feet; thence North 88.75 feet; thence East 450 feet; thence North 140.25 feet to the North line of said legal subdivision; thence West 370 feet to the place of beginning, containing about 3.25 acres also; less and excepting the right of way of the county road across said described premises. Also subject to an easement for a roadway 20 feet in width granted to the said J. R. Lindsay and Alice Lindsay extending from the South line of the tract conveyed to said Lindsays to the county road as described in conveyance recorded in Volume 63, at Page 163, Deed Records of Josephine County, Oregon.

32916	Robinson, W. S. R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 228)	Feb., 1899	0.18	9.0	Irrigation	Wilderville Ditch	Applegate River	6.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, Tp. 37 S., R. 6 W.W.M., Josephine County, Oregon.
-------	---	---------------	------	-----	------------	----------------------	--------------------	---

32917	Kemp, W. E. R. F. D. No. 3 Box 668 Grants Pass, Oregon (See Findings, Paragraph 229)	Feb., 1899	0.32	16.0	Irrigation	Wilderville Ditch	Applegate River	2.0 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying below the Wilderville Ditch 12.0 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, 2.0 acres in that part of the W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying below the Wilderville Ditch Sec. 7, Tp. 37 S., R. 6 W.W.M., Josephine County, Oregon.
-------	--	---------------	------	------	------------	----------------------	--------------------	--

32918	Silva, Frank P. and Silva, Della R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 230)	Feb., 1899	0.74	37.0	Irrigation	Wilderville Ditch	Applegate River	37.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7, Tp. 37 S., R. 6 W.W.M., Josephine County, Oregon.
-------	--	---------------	------	------	------------	----------------------	--------------------	--

32919	McLeod, N. A. Grants Pass, Oregon (See Findings, Paragraph 231)	Feb., 1899	1.00	49.9	Irrigation	Wilderville Ditch	Applegate River	* 6.0 acres in that part of SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying East of Slate Creek * 0.8 acre in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, Tp. 36 S., R. 6 W.W.M. 30.4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ * 9.5 acres in that part of NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying East of Slate Creek 3.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 6, Tp. 37 S., R. 6 W.W.M., Josephine County, Oregon.
-------	---	---------------	------	------	------------	----------------------	--------------------	---

* Transferred - See
Sp. Or. Vol. 4, p. 532

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
<p>Miller, W. T. Grants Pass, Oregon (See Findings, Paragraph 232)</p>							
<p>32922 44960</p>							
<p>Flippin, Don M. and Flippin, Della D. 2042 East 131st St. Compton, California (See Findings, Paragraph 233) T 3441</p>	Feb., 1899	0.31	15.3	Irrigation	Wilderville Ditch	Applegate River	<p>14.9 acres in that part of E$\frac{1}{2}$ SW$\frac{1}{4}$ NW$\frac{1}{4}$ North of Wilderville Ditch 0.4 acre in SE$\frac{1}{4}$ NW$\frac{1}{4}$, being a strip of land 16.5 feet wide on the West side of the SE$\frac{1}{4}$ NW$\frac{1}{4}$ North of Wilderville Ditch Sec. 16, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.</p>
<p>32922</p>							
<p>McCann, Lorryne (Larry) R. F. D. No. 2 Box 525 Grants Pass, Oregon (See Findings, Paragraph 234)</p>	Feb., 1899	0.21	10.4	Irrigation	Wilderville Ditch	Applegate River	<p>10.4 acres in W$\frac{1}{2}$ SW$\frac{1}{4}$ NW$\frac{1}{4}$ Sec. 16, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.</p>
<p>Flippin, Don M. and Flippin, Della D. 2042 East 131st St. Compton, California (See Findings, Paragraph 235)</p>							
<p>32923</p>							
<p>Robinson, Lora E. R. F. D. No. 2 Box 532 Grants Pass, Oregon (See Findings, Paragraph 236)</p>	Feb., 1899	0.30	15.0	Irrigation	Wilderville Ditch	Applegate River	<p>15.0 acres in SE$\frac{1}{4}$ NW$\frac{1}{4}$ Sec. 16, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.</p>
<p>32924 48459</p>							
<p>Murray, Mary E. R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 237)</p>	Feb., 1898	0.16	8.0	Irrigation	Miller Ditch	Applegate River	<p>8.0 acres in SW$\frac{1}{4}$ SE$\frac{1}{4}$ Sec. 30, Tp. 36 S., R. 6 W.W.M., Josephine County, Oreg., being all of SW$\frac{1}{4}$ SE$\frac{1}{4}$ of said Sec. 30 West of the Applegate River, less a tract owned by John C. Rawls described as follows: Beginning at the NW corner of SW$\frac{1}{4}$ SE$\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W.W.M.; thence East 54.2 feet to the county road; thence South 12° West 292 feet along said road; thence West to the West line of the SW$\frac{1}{4}$ SE$\frac{1}{4}$ of said Sec. 30; thence North 285 feet to the point of beginning.</p> <p><i>ch. pt. of div. sp. or. 1017, p. 24</i> <i>ch. pt. of Div. & place of use (75,3025) Sp. Cr. Vol. 25 P. 174</i></p>

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
32925 * Sp. Or. Vol. 16, p. 470 Rawls, John C. R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 238) 41782	Feb., 1898	0.24	12.0	Irrigation	Miller Ditch	Apple- gate River	8.0 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows: Beginning 20 chains North and 54 links West of S $\frac{1}{4}$ corner of Sec. 30, running North 3° West 10.11 chains; East 10.35 chains to road; South 12° West 10.30 chains; West 35 rods to beginning. ch. pt. of div. sp. or Vol. 7, p. 29
							* 4.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows: Beginning at the NW corner of SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Tp. 36 S., R. 6 W.W.M.; thence East 542 feet to the county road; thence South 12° West 292 feet along said road; thence West to the West line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 30; thence North 285 feet to the point of beginning. Sec. 30, Tp. 36 S., R. 6 W.W.M., Josephine County, Oreg.
32926 Ralston, B. E. R. F. D. No. 2 Grants Pass, Oregon (See Findings, Paragraph 239)	Feb., 1898	0.04	2.2	Irrigation	Miller Ditch	Apple- gate River	2.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 31, Tp. 36 S., R. 6 W.W.M., Josephine County, Oreg., except the S $\frac{1}{2}$ S $\frac{1}{2}$ and 1 acre in the NE corner 264 feet North and South and 165 feet East and West. ch. pt. of div. sp. or Vol. 7, p. 29

SLATE CREEK

32927 Brown, Rachel M. and Brown, Phil Wonder, Oregon (See Findings, Paragraph 240)	1908	0.15	7.6	Irrigation	Brown Ditch	Slate Creek	1.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 3.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 11, Tp. 37 S., R. 7 W.W.M., Josephine County, Oreg. No cert issued pt. of div. changed - See Sp. Or. Vol. 4, p. 502 15 = 404
32928 McDowell, Luke M. 1643 6th Avenue Los Angeles, California (See Findings, Paragraph 241)	1903	0.28	14.2	Irrigation	Fenner Ditch	Slate Creek	9.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ → 5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 7 W.W.M., Josephine County, Oreg. Partial Canceled Sp.Or.Rec.Vol. 45 P. 5A

Hair, Mary M. (Estate)
 By H. M. Hair
 Grants Pass, Oregon
 (See Findings,
 Paragraph 242)

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
Lovelace, Edwina Wilderville, Oregon (See Findings, Paragraph 243)	1908	0.05	2.4	Irrigation	Jones or Lovelace Ditch	Slate Creek	1.9 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.4 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.1 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, Tp. 37 S., R. 7 W.W.M., Josephine County, Oreg.
<p style="text-align: center;"><i>Chapin Ditch 112 Ac. SE$\frac{1}{4}$ NW$\frac{1}{4}$ Sp. Cr. Vol. 12 p. 388 Cancelled-sp. or Rec. Vol. <u>14</u> P. <u>368</u></i></p>							
57533 & 64852 32428 Lowden, I. C. Wonder, Oregon (See Findings, Paragraph 244)	1908	0.08	5.0	Irrigation	Brown Ditch	Slate Creek	2.8 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ <i>POD</i> 2.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10, Tp. 37 S., R. 7 W.W.M., Josephine County, Oreg.
435964 48677 McLeod, N. A. Grants Pass, Oregon (See Findings, Paragraph 245)	1908	0.16	8.0	Irrigation	Slate Creek or Sheehan Ditch	Slate Creek	2.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, Tp. 36 S., R. 6 W.W.M., 2.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 6, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.

CHAPIN CREEK

32900 McLeod, N. A. Grants Pass, Oregon (See Findings, Paragraph 246)	1908	0.25	10.0	Irrigation	Sheehan Ditch	Chapin Creek	5.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, Tp. 36 S., R. 6 W.W.M., Josephine County, Oreg.
--	------	------	------	------------	------------------	-----------------	--

(Note. To the extent of 2.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 4.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 36 S., R. 6 W.W.M., the foregoing right is supplemental to the right allowed the claimant from Slate Creek. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.025 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.025 cubic foot per second of water for each acre irrigated during the irrigation season.)

ELLIOTT CREEK

32981 Cart, Adam Thomas Wonder, Oregon (See Findings, Paragraph 247)	1904	0.08	3.0	Irrigation	Cart Ditch	Elliott Creek	3.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15, Tp. 37 S., R. 7 W.W.M., Josephine County, Oreg.
--	------	------	-----	------------	---------------	------------------	--

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

RIGHT HAND FORK AND
LEFT HAND FORK OF SLATE CREEK

63773
~~75667~~

Denney, Edwin V. and Denney, Blanche Wonder, Oregon (See Findings, Paragraph 248)	1885	0.17	8.6	Irrigation, domestic and stock	Hiatt Ditches Nos. 1 and 2	Left Hand Fork of Slate Creek	*1.0 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7; 0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 7.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 7 W.W.M., Josephine County, Oreg.
	1903	0.35	17.3				Irrigation, domestic and stock

Part of... Vol. 30 p. 370 *

T-5267 A 100 part

(Note. To the extent of 1 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, 7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, and 0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, the foregoing right from the Right Hand Fork of Slate Creek is supplemental to the right allowed claimants from the Left Hand Fork of Slate Creek. Said supplemental right is limited to use on the land to which it is appurtenant in an amount not exceeding 0.02 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season.)

CHANNEY CREEK

Lindsay, Richard A. R. F. D. No. 2 Grants Pass, Oreg. (See Findings, Paragraph 249)	1908	0.11	5.6	Irrigation	Lindsay Ditch	Chaney Creek	2.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 6 W.W.M., Josephine County, Oreg.
	1908	0.02	1.0	Irrigation	Sarah Griffin Ditch	Chaney Creek	1.0 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, Tp. 37 S., R. 7 W.W.M., Josephine County, Oreg.

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
32925 McCann, C. H. R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 251)	1902	0.20	12.0	Irrigation	McCann Ditch	Chaney Creek	12.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 6 W.W.M., Josephine County, Ore.
	1908	0.17	8.3	Irrigation	McCollum and McCann Ditch	Chaney Creek	5.3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7; 3.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 6 W.W.M., Josephine County, Ore.

LITTLE CHANEY CREEK

48259 32926 Bull, Ethel Bull, Ora Combs, Gladys and Combs, John R. F. D. No. 3 Box 508 Grants Pass, Oregon (See Findings, Paragraph 252)	March, 1900	0.18	10.5	Irrigation	Bull or Little Chaney Creek Ditch	Little Chaney Creek	10.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, Tp. 37 S., R. 6 W.W.M., Josephine County, Ore.
---	----------------	------	------	------------	--	---------------------------	--

chq. pt. of div. Spo. Dr. Vol 26, P. 147 (Tr 3745)

BULL CREEK

32927 Ungerma n, Max and Ungerma n, L. O. R. F. D. No. 2 Box 519 Grants Pass, Oregon (See Findings, Paragraph 253)	1908	0.07	3.6	Irrigation	Akers Ditch	Bull Creek	3.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, Tp. 37 S., R. 6 W.W.M., Josephine County, Ore.
---	------	------	-----	------------	----------------	---------------	---

MURPHY CREEK

32928 Knighten, Jesse Delbert and Knighten, Elizabeth Thies R. F. D. No. 3 Box 5 Klamath Falls, Oregon (See Findings, Paragraph 254)	1908	0.09	7.0	Irrigation	Murphy Ditch No. 1	Murphy Creek	7.0 acres in Tract 49, Madrona Tracts, and Lots 1, 2, and 3, Block 3, Madrona Tracts (NW $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 19, Tp. 37 S., R. 5 W.W.M., Josephine County, Ore.
---	------	------	-----	------------	--------------------------	-----------------	--

Cancelled-sp. or Rec. Vol. 23 P. 172

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
32909 Deister, Ray C. and Deister, Vivian Murphy, Oregon (See Findings, Paragraph 255)	1908	0.10	7.8	Irrigation	Murphy Ditch No. 2	Murphy Creek	7.8 acres in Tract 18, Madrona Tracts (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 30, Tp. 37 S., R. 5 W.W.M., Josephine County, Ore.
32910 Johnson, Samuel Murphy, Oregon (See Findings, Paragraph 256)	1908	0.14	11.4	Irrigation	Murphy Ditch No. 2	Murphy Creek	11.4 acres in Tract 17, Madrona Tracts (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 30, Tp. 37 S., R. 5 W.W.M., Josephine County, Ore.
Miller, Theodore and Miller, Anna 719 N. 7th Street Grants Pass, Ore. (See Findings, Paragraph 257)	1908	0.39	31.1 <i>31.1 acres 14.150</i>	Irrigation	Murphy Ditch No. 3	Murphy Creek	12.7 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 18.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Tp. 37 S., R. 6 W.W.M., Josephine County, Ore.
Nelson, John Leroy and Nelson, Osa Leota Murphy, Oregon (See Findings, Paragraph 258)							
<u>CARIS CREEK</u>							
32911 Mansfield, Robert Murphy, Oregon (See Findings, Paragraph 259)	1908	0.09	5.0	Irrigation	W. S. Bailey Ditch	Caris Creek	5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Tp. 37 S., R. 5 W.W.M., Josephine County, Ore.
32912 Schroeder, Bessie Myrtle (Caris) and Schroeder, Herman Murphy, Oregon (See Findings, Paragraph 260)	1908	0.22	13.0	Irrigation	Caris Ditch	Caris Creek	13.0 acres in that part of Sec. 25 (SE $\frac{1}{4}$ SE $\frac{1}{4}$) Tp. 37 S., R. 5 W.W.M., Josephine County, Ore., and in that part of Sec. 30 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Tp. 37 S., R. 4 W.W.M., Jackson County, Oregon, lying within D.L.C. 40
<i>Also See Decree Vol. 14, p. 420</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
<u>WILLIAMS CREEK</u>							
Wick, Oliver A. Williams, Oregon (See Findings, Paragraph 261)	Jan. 14, 1904	0.41	20.3	Irrigation and stock	Dixon and Caldwell Ditch	Williams Creek	13.9 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 6.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Tp. 38 S., R. 5 W.W.M., Josephine County, Ore.
<i>Pt. of div. changed - Sp. Or. Vol. 12, p. 405</i>							
Rowley, R. W. Williams, Oregon (See Findings, Paragraph 262)	Jan. 14, 1904	0.24	12.2	Irrigation and stock	Dixon and Caldwell Ditch	Williams Creek	12.2 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Tp. 38 S., R. 5 W.W.M., Josephine County, Ore.
<i>Pt. of div. changed - Sp. Or. Vol. 12, p. 405</i>							
Johnson, O. B. and Johnson, Marian Provolt, Oregon (See Findings, Paragraph 263)	Dec., 1908	0.38	19.2	Irrigation	Spencer Ditch	Williams Creek	12.5 acres in Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$) 6.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ North of the highway Sec. 12, Tp. 38 S., R. 5 W.W.M., Josephine County, Ore.
	Dec., 1908	0.12	6.0	Irrigation	Provolt Ditch	Williams Creek	6.0 acres in Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 12, Tp. 38 S., R. 5 W.W.M., Josephine County, Ore.
<i>ch. in pt. of div. - Sp. Or. Vol. 9, p. 428 - - - 11, p. 413-A</i>							
Mansfield, Drusilla S. Williams, Oregon (See Findings, Paragraph 264)	June, 1908	0.16	11.0	Irrigation	Kennedy Ditch	Williams Creek	4.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14; 7.0 acres in Lot 3 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 23, Tp. 38 S., R. 5 W.W.M., Josephine County, Ore.
Richardson, C. L. Murphy, Oregon (See Findings, Paragraph 265)	June, 1890	0.04	3.0	Irrigation	York and Breedon Ditch	Williams Creek	3.0 acres in that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Ore., described as follows: A strip of land 346 feet wide across the North end of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ and a strip of land 234 feet wide off the West side thereof.
<i>Pt. of div. changed - Sp. Or. Vol. 9, p. 178</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
32910 Richardson, V. Murphy, Oregon (See Findings, Paragraph 266)	June, 1890	0.13	9.2	Irrigation	York and Breedon Ditch	Williams Creek	9.2 acres within that part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1, Tp. 38 S., R. 5 W.W.M., Josephine County, Oregon, described as follows: All of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ ex- cept a strip off the North side 346 feet wide and a strip off the West side 234 feet wide.
							<i>Ch. in pt. of div. - Sp. Or. Vol. 9, p. 178</i>
32911 Willson, W. F. R. F. D. No. 1 Box 37 Murphy, Oregon (See Findings, Paragraph 267)	Dec., 1908	0.02	1.4	Irrigation	Watts and Topping Ditch	Williams Creek	1.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Tp. 37 S., R. 5 W.W.M., Josephine County, Oregon
32912 50154 54952 Watts, Benjamin S. Murphy, Oregon (See Findings, Paragraph 268)	Dec., 1908	0.61	42.7	Irrigation	Watts and Topping Ditch	Williams Creek	40.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Tp. 38 S., R. 5 W.W.M., Josephine County, Oregon
							<i>T-4543 Δ POU S² ac NW$\frac{1}{4}$ NE$\frac{1}{4}$ 1² ac NW$\frac{1}{4}$ SE$\frac{1}{4}$</i>

WEST FORK OF WILLIAMS CREEK

Bryan, Mrs. Frank (Emma Bryan) Williams, Oregon (See Findings, Paragraph 269)	Oct. 1, 1908	0.03	2.0	Irrigation, domestic and stock	Bryan Ditch	West Fork Williams Creek	2.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, Tp. 39 S., R. 5 W.W.M., Josephine County, Oregon
							<i>Cancelled-sp. or Rec. Vol. 14, p. 301</i>
Hartley, Mrs. J. T. Williams, Oregon (See Findings, Paragraph 270)							
54970 32912 TH 270 32913 32914							
Smith, Amos and Smith, Susie R. F. D. No. 3 Grants Pass, Oregon (See Findings, Paragraph 271)	Dec., 1908	0.46	32.4	Irrigation	Hartley Ditch	West Fork Williams Creek	21.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ less the following- described tracts: Beginning at the NE corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34; thence South along the section line 198 feet; thence West 382 feet; thence North 198 feet; thence East 382 feet to point of beginning; also less and excepting a triangular strip of land conveyed to J. T. Lovell, recorded in Volume 57, Page 131, Deed Records, Josephine County, and described as follows, to-wit:
							<i>6.6 Ac Test. Sp. Or. Vol. 102, p. 77</i>

*ch. in pt. of div.
Sp. Or. Vol. 7, p. 187
Sp. Or. Vol. 13, p. 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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

3292

Smith, Amos and Smith, Susie (continued)

Beginning at an oak tree about 30 feet South of Williams Store and Post Office and running thence Southeasterly to the NW corner of the John J. Sparlin tract; thence North along the East line of said Sec. 34 to a point opposite the place of beginning, thence West to the place of beginning.

10.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ subject to that certain easement of road purposes conveyed by

Frank M. LeRoy and Anna LeRoy to Henry Norton and Elizabeth M. Norton by deed recorded in Volume 46, Deed Records, Josephine County, Oregon, at Page 125, less and excepting 4 acres heretofore deeded to School District No. 16.

Sec. 34, Tp. 38 S., R. 5 W.W.M., Josephine County, Ore.

55286
54970
~~43094~~ 45515
~~43094~~ 43767

Records, W. G. R. F. D. No. 3 Box 92 Hermit, California (See Findings, Paragraph 272)

Dec., 1908 0.37 26.2 Irrigation Chapman Ditch
eng. Dist. of Oregon, 2,258
T-3855 A 100

West Fork of Williams Creek

26.0 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.2 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 3, Tp. 39 S., R. 5 W.W.M., Josephine County, Ore.

3293

Elder, Gilbert S. Williams, Oregon (See Findings, Paragraph 273)

Dec., 1908 0.19 13.3 Irrigation Wertz Ditch

West Fork of Williams Creek

5.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 3.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7, Tp. 39 S., R. 5 W.W.M., Josephine County, Ore.

MUNGER CREEK

Vineyard, Kenneth Williams, Oregon (See Findings, Paragraph 274)

GOODWIN GULCH

3294

Hoxie, Asa O. Williams, Oregon (See Findings, Paragraph 275)

Dec., 1908 0.04 3.1 Irrigation Hoxie or Goodwin Ditch

Goodwin Gulch

1.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, Tp. 39 S., R. 5 W.W.M., Josephine County, Ore.

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

LONE CREEK

32958 Large, Esther Williams, Oregon (See Findings, Paragraph 276)	Dec., 1908	0.02	1.6	Irrigation	Hoxie and Lone Creek Ditch	Lone Creek	1.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, Tp. 39 S., R. 5 W.W.M., Josephine County, Oreg.
--	------------	------	-----	------------	----------------------------	------------	--

EAST FORK OF WILLIAMS CREEK

32959 Brooks, Walter Palo Alto, California (See Findings, Paragraph 277)	1908	0.01	0.8	Irrigation	Brooks Ditch	East Fork of Williams Creek	0.8 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23, Tp. 39 S., R. 5 W.W.M., Josephine County, Oreg.
--	------	------	-----	------------	--------------	-----------------------------	--

32960 Wilson, D. C. Williams, Oregon (See Findings, Paragraph 278)	Dec., 1908	0.17	11.5	Irrigation	Johnson Ditch	East Fork of Williams Creek	11.5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14, Tp. 39 S., R. 5 W.W.M., Josephine County, Oreg.
--	------------	------	------	------------	---------------	-----------------------------	--

CLAPBOARD GULCH

Patterson, A. R. and Patterson, Mabel Williams, Oregon (See Findings, Paragraph 279)							
Knutson, Levi and Knutson, Kathryn Williams, Oregon (See Findings, Paragraph 280)	May 13, 1904	0.49	34.5	Irrigation	Sargent Ditch	Clapboard Gulch	34.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, Tp. 39 S., R. 5 W.W.M., Josephine County, Oreg.

14 P. 208

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
32901 Morrison, Eugene F. Williams, Oregon (See Findings, Paragraph 281)	Dec., 1908	0.17	12.1	Irrigation	Stackpole Ditch	Clap- board Gulch	12.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10, Tp. 39 S., R. 5 W.W.M., Josephine County, Oreg.

CHERRY GULCH

32902 Brown, Clair O. Williams, Oregon (See Findings, Paragraph 282)	May 6, 1908	0.12	7.1	Irrigation	R. L. Moffitt Ditch	Cherry Gulch	7.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 2, Tp. 39 S., R. 5 W.W.M., Josephine County, Oreg.
---	----------------	------	-----	------------	---------------------------	-----------------	---

POWELL CREEK

32903 Wilkinson, T. J. Williams, Oregon (See Findings, Paragraph 283)	Dec., 1908	0.09	6.2	Irrigation	Jos. Bricker Ditch	Powell Creek	6.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15, Tp. 38 S., R. 5 W.W.M., Josephine County, Oreg.
--	---------------	------	-----	------------	--------------------------	-----------------	--

*Ch. Pt. of Div.
Sp. Dr. Vol. 11, p. 378*

LITTLE APPLGATE RIVER

32904 Cameron, Frank Jacksonville, Oregon (See Findings, Paragraph 284)	1908	1.89	94.4	Irrigation, domestic and stock	Deming Ditch	Little Apple- gate River	94.4 acres in D.L.C. 37, Tp. 39 S., R. 3 W.W.M., Jackson County, Oregon
--	------	------	------	--------------------------------------	-----------------	-----------------------------------	---

(5.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; 31.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 28.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3;
17.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10; 13.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Tp. 39 S., R. 3 W.W.M.)

SQUAW CREEK

32905 McDaniel, Veva C. Box 226 Vacaville, California (See Findings, Paragraph 285)	Dec., 1908	0.05	1.6	Irrigation, domestic, stock and storage	Thurman and Collins Ditch	Squaw Creek, Squaw Lake Reser- voir	1.6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1, Tp. 41 S., R. 4 W.W.M., Jackson County, Oregon
---	---------------	------	-----	--	------------------------------------	--	--

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
32986 Buck, Gerald W. Jacksonville, Oregon (See Findings, Paragraph 286)	Dec., 1908	0.02	0.6	Irrigation, domestic, stock and storage	Byrne Ditch	Squaw Creek, Squaw Lake Reser- voir	0.6 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 1, Tp. 41 S., R. 4 W.W.M., Jackson County, Oregon
Lewis, Grace Jacksonville, Oregon (See Findings, Paragraph 287)							
Collins, A. E. Jacksonville, Oregon (See Findings, Paragraph 288)							
32987 Phillips, Raymond Jacksonville, Oregon (See Findings, Paragraph 289)	1908	0.34	10.0	Irrigation, domestic and stock	Haskins Ditch	Squaw Creek	10.0 acres in Lot 6 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 6, Tp. 41 S., R. 2 W.W.M., Jackson County, Oregon
32988 Barr, Clark D. c/o Harry D. Barr Jacksonville, Oregon (See Findings, Paragraph 290)	Dec., 1908	0.94	28.0	Irrigation, domestic, stock and storage	Thurman & Collins Ditch	Squaw Creek, Squaw Lake Reser- voir	11.4 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 10.8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.8 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 3.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Tp. 40 S., R. 4 W.W.M., Jackson County, Oregon

THOMPSON CREEK

32989 Hogan, E. B. Hogan, P. A. Hogan, Olive and Chambers, R. U. Applegate, Oregon (See Findings, Paragraph 291)	1907	0.55	38.5	Irrigation	Smith Ditch	Thompson Creek	2.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 9.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of Thompson Creek 22.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
---	------	------	------	------------	----------------	-------------------	--

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
32970 Courtney, David C. Courtney, Eva L. and Moran, Eva T. Applegate, Oregon (See Findings, Paragraph 292)	1907	0.29	20.6	Irrigation	Smith Ditch	Thompson Creek	17.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 5, Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon
32971 Knutzen, Frank Applegate, Oregon (See Findings, Paragraph 293)	1903	0.09	6.0	Irrigation	Knutzen and Gordon Ditch	Thompson Creek	6.0 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
32972 Mee, Warren D. Applegate, Oregon (See Findings, Paragraph 294)	1903	0.09	6.4	Irrigation	Knutzen and Gordon Ditch	Thompson Creek	6.4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon, being within the following-described tract: Beginning at the NE corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 28; thence South 9 rods to the upper bank of the Hinkle Ditch; thence Southwesterly along said upper bank 78 rods; thence Northwesterly 31 rods to a laurel tree at the county road; thence along the county road Northeasterly 31 rods to the South line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section; thence East 65 rods to the place of beginning.
42881 32973 Millard, L. E. and Millard, A. C. Applegate, Oregon (See Findings, Paragraph 295)	1907	0.51	35.6	Irrigation	Smith Ditch	Thompson Creek	* 8.6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 17.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 5, Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon * Canceled Sp. Cr. Rec. Vol. <u>26</u> P. <u>14</u>

KENNY CREEK

32974 Culy, C. W. Jacksonville, Oregon (See Findings, Paragraph 296)	1908	0.15	7.3	Irrigation	Culy Ditch	Kenny Creek	7.3 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, North and West of Applegate River Sec. 18, Tp. 40 S., R. 3 W.W.M., Jackson County, Oregon
---	------	------	-----	------------	---------------	----------------	--

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

O'BRIEN AND STURGIS FORKS OF CARBERRY FORK OF APPLGATE RIVER

Thompson Creek Irrigation Association
Applegate, Oregon
(See Findings, Paragraph 297)

(Note. The allowances made under the inchoate right of the Thompson Creek Irrigation Association are awarded the following claimants to whom individual certificates of water right will be issued.

The water allowed herein shall be distributed in accordance with the ownership of shares in Thompson Creek Irrigation Association and the rules and regulations thereof; provided, however, that the right to the use of said water from O'Brien and Sturgis Forks of Carberry Fork of Applegate River shall not exceed 0.0094 cubic foot per second or its equivalent in case of rotation, for each acre irrigated during the irrigation season.)

32975

Smith, Errol I.
Administrator,
and
Smith, John E.
Applegate,
Oregon
(See Findings, Paragraph 298)

1857	0.11)	42.0	Irrigation, domestic and stock	Thompson Creek Irriga- tion Associa- tion Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	8.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
1906	0.28)					15.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 24,
Tp. 39 S., R. 5 W.W.M.,
Josephine County, Oregon.

(Note. Of the foregoing right, that appurtenant to 7 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 18 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Tp. 39 S., R. 5 W. W. M., is supplemental to vested rights allowed the claimants' predecessors, Jas. Bingham and John Bingham, to the use of water from Thompson Creek which are set out in the Rogue River Decree on Page 33, Column 3, under Proofs 1003 and 1004.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.)

32976

Gassaway, Clarence P.
and
Gassaway, Myrtle N.
Applegate, Oregon
(See Findings, Paragraph 299)

1857	0.14)	52.2	Irrigation, domestic and stock	Thompson Creek Irriga- tion Associa- tion Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	4.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
1906	0.35)					20.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 18;
Sec. 19,
Tp. 39 S., R. 4 W.W.M.,
Jackson County, Oregon

(Note. To the extent of 4.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 20.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, and 11.7 acres in Lot 1, Sec. 19, the foregoing right is supplemental to vested rights allowed claimants' predecessor, M. F. Bingham, to the use of water from Thompson Creek and Nine Mile Creek which are set out in the Rogue River Decree on Page 33, Column 3, and Page 34, Column 2, under Proofs 1005 and 1027.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season.)

33000

Elmore, Herbert
and
Elmore, Bessie
Applegate,
Oregon
(See Findings, Paragraph 300)

1857	0.04)	14.3	Irrigation, domestic and stock	Thompson Creek Irriga- tion Associa- tion Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	14.3 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, lying West of Thompson Creek
1906	0.10)					

Sec. 32,
Tp. 38 S., R. 4 W.W.M.,
Jackson County, Oregon

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
32977 Elmore, Pauline Elmore, Herbert and Elmore, Bessie Applegate, Oregon (See Findings, Paragraph 301)	1857	0.19)	72.0	Irrigation, domestic and stock	Thompson Creek Associa- tion Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	26.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
	1906	0.48)					6.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
							39.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon

(Note. To the extent of 18.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 6.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 39 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, the foregoing right is supplemental to a vested right allowed claimants' predecessor to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 33, Column 3, under Proof 1008.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.)

32979 Hawkins, Edwin B. and Hawkins, Claude L. Applegate, Oregon (See Findings, Paragraph 302)	1857	0.19)	72.0	Irrigation, domestic and stock	Thompson Creek Associa- tion Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	8.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
	1906	0.48)					3.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
							39.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 13.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29; Sec. 32; Sec. 33, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon

(Note. To the extent of 2.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 3.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; 39.6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, and 3.7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 38 S., R. 4 W.W.M., the foregoing right supplements a vested right allowed claimants' predecessor to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 33, Column 3, under Proof 1013.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.)

32980 Hogan, Olive Hogan, E. B. Hogan, P. A. and Chambers, R. U. Applegate, River (See Findings, Paragraph 303)	1857	0.19)	72.0	Irrigation, domestic and stock	Thompson Creek Irriga- tion Associa- tion Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	26.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
	1906	0.48)					15.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
							9.0 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, lying East of Thompson Creek 22.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon

(Note. To the extent of 1.5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 2.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 9 acres in that part of SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of Thompson Creek, and 22 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 32, the foregoing right is supplemental to a right allowed claimants to the use of water from Thompson Creek which is set out in Paragraph 291 supra and to a vested right allowed the claimants' predecessor which is set out in the Rogue River Decree on Page 33, Column 3, under Proof 1010.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.)

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
32961 Johnston, S. L. (Successor to Mrs. Mary B. Orr) Applegate, Oregon (See Findings, Paragraph 304)	1857	0.22)	80.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	25.0 acres in NW ¹ / ₄ NE ¹ / ₄
	1906	0.54)					19.5 acres in SW ¹ / ₄ NE ¹ / ₄
							9.8 acres in NE ¹ / ₄ NW ¹ / ₄
							25.7 acres in SE ¹ / ₄ NW ¹ / ₄
							Sec. 18, Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon

(Note. To the extent of 8.0 acres in NW¹/₄ NE¹/₄, 5 acres in SW¹/₄ NE¹/₄, 1 acre in NE¹/₄ NW¹/₄, 16 acres in SE¹/₄ NW¹/₄, said Sec. 18, the right allowed herein is supplemental to the vested right allowed claimant's predecessor, Mrs. Mary B. Orr, to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 1, under Proof 1009.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water per acre for each acre irrigated during the irrigation season.)

32962 Reams, Charles W. Medford, Oregon (See Findings, Paragraph 305)	1857	0.07)	25.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	12.8 acres in NW ¹ / ₄ SE ¹ / ₄
	1906	0.17)					12.2 acres in SW ¹ / ₄ SE ¹ / ₄
							Sec. 18, Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon

(Note. To the extent of 6 acres in the SW¹/₄ SE¹/₄, said Sec. 18, the foregoing right supplements a vested right allowed claimant's predecessor to the use of water from Dry Gulch which is set out in the Rogue River Decree on Page 34, Column 3, under Proof 1034.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season.)

32963 Poellnitz, Ada A. 1121 E. Main Street Medford, Oregon (See Findings, Paragraph 306)	1857	0.12)	45.2	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis. Forks of Carberry Fork of Applegate River	8.9 acres in SE ¹ / ₄ SW ¹ / ₄
	1906	0.30)					21.0 acres in NE ¹ / ₄ NW ¹ / ₄
							15.3 acres in NW ¹ / ₄ NW ¹ / ₄
							Sec. 6; Sec. 7, Tp. 39 S., R. 4 W.W.M. Jackson County, Oregon

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
32011 Courtney, David C. Courtney, Eva L. and Moran, Eva T. Applegate, Oregon (See Findings, Paragraph 307)	1857 1906	0.05) 0.11)	17.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	1.3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; 1.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 14.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon

(Note. The foregoing right supplements a vested right allowed claimants' predecessors to the use of water from Thompson Creek as set out in the Rogue River Decree on Page 34, Column 1, under Proof 1018.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.017 cubic foot per second of water for each acre irrigated during the irrigation season.)

32015 32016 Bennett, Henry M. and Bennett, Blanche L. Applegate, Oregon (See Findings, Paragraph 308)	1857 1906	0.06) 0.16)	23.5	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	23.5 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon <i>13th An. Trst. Rep. Vol. 10 p. 527</i>
--	--------------	------------------	------	--------------------------------------	---	--	---

32017 Knutzen, Frank Applegate, Oregon (See Findings, Paragraph 309)	1857 1906	0.08) 0.21)	31.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	6.0 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28 25.0 acres in S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
---	--------------	------------------	------	--------------------------------------	---	--	--

32018 Kinsman, Mrs. Jessie M. Applegate, Oregon (See Findings, Paragraph 310)	1857 1906	0.12) 0.29)	43.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	30.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 8.0 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28; 5.0 acres in N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Tp. 38 S., R. 4 W.W.M., Jackson County, Oregon
---	--------------	------------------	------	--------------------------------------	---	--	--

42880 32019 Millard, L. E. and Millard, A. C. Applegate, Oregon (See Findings, Paragraph 311)	1857 1906	0.09) 0.23)	35.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	*8.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 17.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 5, Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon
--	--------------	------------------	------	--------------------------------------	---	--	---

0.5 Ac.
* Canceled Sp. Cr. Rec Vol. 26 P. 74

(Note. The foregoing right is supplemental to the right allowed claimants to the use of water from Thompson Creek as set out in Paragraph 295 supra.)
(see next page)

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
32757(cont)							
Millard, L. E. and Millard, A. C.							
(continued)							
(Note. The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.)							
32758							
Mee, Lyda and Mee, Anderson Applegate, Oregon (See Findings, Paragraph 312)	1857	0.14)	52.8	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	13.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
	1906	0.35)					5.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
							28.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
							6.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
							Sec. 7, Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon

(Note. To the extent of 13 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 5.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 7, the foregoing right is supplemental to the vested right allowed claimants to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 1, under Proof 1020.

It is also supplemental to the vested right allowed claimants to the use of water from Darniel Gulch which is set out in the Rogue River Decree on Page 34, Column 2, under Proof 1026.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.02 cubic foot per second of water for each acre irrigated during the irrigation season, except for the 5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 7, under the above-stated vested right from Darniel Creek which will be limited to a total diversion from all sources not to exceed 0.026 cubic foot per second for each acre irrigated during the irrigation season.)

32759							
Mee, Warren D. Applegate, Oregon (See Findings, Paragraph 313)	1857	0.30)	110.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	10.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
	1906	0.74)					3.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
							19.7 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
							12.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
							22.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
							16.4 acres in that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:

Beginning at the NE corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 28, Tp. 38 S., R. 4 W.W.M., thence South 9 rods to the upper bank of the Hinkle Ditch; thence Southwesterly along said upper bank 78 rods; thence Northwesterly 31 rods to a laurel tree at the county road; thence along the county road Northeasterly 31 rods to the South line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ said Section; thence East 65 rods to the place of beginning.

26.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 28,
Tp. 38 S., R. 4 W.W.M.,
Jackson County, Oregon

(Note. To the extent of 1.8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 12 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 14 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, said Sec. 28, the foregoing right is supplemental to the vested rights allowed the claimant to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 1, Proof 1023.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.143 cubic foot per second of water for each acre irrigated during the irrigation season.)

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
32002 43525a 55898							
Balderston, Chester Lou	1857	0.06) 22.0	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	8.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 8.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Tp. 39 S., R. 4 W.W.M., Jackson County, Oregon
Applegate, Oregon (See Findings, Paragraph 314)	1906	0.15					
32003							
York, Chester Estate	1857	0.09) 33.4	Irrigation, domestic and stock	Thompson Creek Irrigation Association Ditch	O'Brien and Sturgis Forks of Carberry Fork of Applegate River	25.4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 8.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, Tp. 39 S., R. 5 W.W.M., Josephine County, Oregon
By Wilma Messinger Applegate, Oregon (See Findings, Paragraph 315)	1906	0.22					

(Note. To the extent of 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, the foregoing right is supplemental to a vested right allowed claimant's predecessor to the use of water from Thompson Creek which is set out in the Rogue River Decree on Page 34, Column 2, under Proof 1044.

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season, and the quantity used from all sources shall not exceed 0.017 cubic foot per second of water for each acre irrigated during the irrigation season.)

Ross, Elmer
Applegate,
Oregon
(See Findings,
Paragraph 316)

JUMP-OFF-JOE CREEK

32004							
Hansen, C. T. R. F. D. No. 1 Box 525 Grants Pass, Oregon (See Findings, Paragraph 317)	1904	0.47	32.6	Irrigation	Neely Ditch	Jump-off-Joe Creek	30.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 2.6 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Tp. 35 S., R. 6 W.W.M., Josephine County, Oregon
32005							
Bonney, Willard D. R. F. D. No. 1 Box 724 Grants Pass, Oregon (See Findings, Paragraph 318)	1908	0.15	10.0	Irrigation	Brown or Pollock Ditch	Jump-off-Joe Creek	1.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 8.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 32, Tp. 34 S., R. 5 W.W.M., Josephine County, Oregon, all lying South of Jump-off-Joe Creek

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
41648 Metz, Charles E. and Metz, Henrietta R. F. D. No. 1 Box 756 Grants Pass, Oregon (See Findings, Paragraph 319)	1908	0.03	1.8	Irrigation	Brown or Pollock Ditch	Jump-off-Joe Creek	0.2 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4, Tp. 35 S., R. 5 W.W.M., Josephine County, Oreg.

BUMMER GULCH

32000 42927 + 46273 Gilbert, Merle and Burton, F. Merlin, Oregon (See Findings, Paragraph 320)	Feb., 1907	0.12	8.4	Irrigation	Bummer Gulch Ditch	Bummer Gulch	8.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, Tp. 35 S., R. 6 W.W.M., Josephine County, Oreg.
---	------------	------	-----	------------	--------------------	--------------	---

GRAVE CREEK

32001 Kerns, Mary Grave Creek, Oregon (See Findings, Paragraph 321)	1908	0.17	10.0	Irrigation	Browning Ditch	Grave Creek	4.7 acres in that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8; described as follows: Commencing at the NE corner of Sec. 8, Tp. 34 S., R. 5 W.W.M., and running thence West 5.84 chains; thence South 9.13 chains; thence West 4.50 chains; thence South 16° West 11.35 chains; thence South to center of Grave Creek; thence following the center of Grave Creek up-stream to the point of its intersection with the East line of said Sec. 8; thence North on said section line to place of beginning.
--	------	------	------	------------	----------------	-------------	---

4.6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 0.7 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ North
 of Grave Creek
 Sec. 9,
 Tp. 34 S., R. 5 W.W.M.,
 Josephine County, Oreg.

Stanwood, W. S.
 and
 Stanwood, Ethel M.
 (Successors to E. H.
 Boden and Sarah E.
 Boden)
 P. O. Box 723
 Santa Barbara,
 California
 (See Findings,
 Paragraph 322)

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
32997 Patton, Mattie M. Leland, Oregon (See Findings, Paragraph 323)	1908	0.07	4.0	Irrigation	Browning Ditch	Grave Creek	4.0 acres below the Brown- ing Ditch in that part of the following de- scribed property in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, Tp. 34 S., R. 5 W.W.M., Josephine County, Oreg.
Commencing 7.72 chains West of the NE corner of Sec. 8, Tp. 34 S., R. 5 W.W.M.; thence South 16° West 20.75 chains; thence West 6.50 chains; thence South about 120 feet to a point 30 feet East of the NE corner of the town of Placer; thence West 30 feet to the NE corner of the town of Placer; thence South 78° West 460 feet to the NE corner of Lot 2, in Block 5, town of Placer; thence North 12° West 700 feet; thence South 48-3/4° West 705 feet; thence North to the North line of Sec. 8; thence East to beginning.							
32998 Wimer, J. D. and Wimer, Georgie Grave Creek, Oregon (See Findings, Paragraph 324)	1908	0.01	0.7	Irrigation	Harkness Ditch	Grave Creek	0.7 acre in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Tp. 34 S., R. 6 W.W.M., Josephine County, Oreg., described as follows:
Beginning at a point 250 feet East of the NW corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Tp. 34 S., R. 6 W. W. M.; thence running South 1,320 feet to the East and West subdivision line through the center of said Sec. 12; thence East 250 feet; thence Northeasterly 1,480 feet to a point which is 900 feet East of the point of beginning; thence West 900 feet to the point of beginning.							
33000 Chapman, H. G. 229 West 15th Street Long Beach, California (See Findings, Paragraph 325)	1908	0.03	1.6	Irrigation	Harkness Ditch	Grave Creek	0.6 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 11; 1.0 acre in that part of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Tp. 34 S., R. 6 W.W.M., Josephine County, Oreg., described as follows:
Commencing at a point from which the NE $\frac{1}{4}$ corner of Sec. 11, Tp. 34 S., R. 6 W.W.M., bears North 41° 17' West 9.677 chains; thence South 58° 25' East 1,549.4 feet to the point of beginning; thence South 62° 53' East 1,320 feet; thence North 628.5 feet; thence North 62° 53' West 1,320 feet; thence South 628.5 feet to the point of beginning.							
33001 Wimer, Jefferson and Wimer, Mary Leland, Oregon (See Findings, Paragraph 326)	1908	0.20	11.1	Irrigation	Harkness Ditch	Grave Creek	11.1 acres in that part of SE $\frac{1}{4}$ NW $\frac{1}{4}$, within the following-described tract: Sec. 12, Tp. 34 S., R. 6 W.W.M., Josephine County, Oreg.
Beginning at a point on the West line of NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, a distance of 64 rods North of the SW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 67° West 1,400 feet; thence North 27° 55' East 33 rods; thence in a Northeasterly direction to the NE corner of SE $\frac{1}{4}$ NW $\frac{1}{4}$, said Sec. 12; thence South along the East line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ to the point of beginning.							

BURGESS CREEK AND SHANKS CREEK

Church, W. H.
Leland, Oregon
(See Findings,
Paragraph 327)

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
---	---------------------------	------------------------------	--------------	-----	---------------	--------	-------------------------------------

MILL CREEK, A TRIBUTARY OF DOG CREEK, A TRIBUTARY OF GRAVE CREEK

33000 Estate of Thomas B. Criteser c/o Mrs. Loraine S. Criteser West 8th Apts. Apt. 26 Eugene, Oregon (See Findings, Paragraph 328)	1908	0.07	4.0	Irrigation	Criteser Ditch	Mill Creek	4.0 acres in S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9, Tp. 34 S., R. 6 W.W.M., Josephine County, Oreg.
---	------	------	-----	------------	----------------	------------	--

BURGESS CREEK, BENJAMIN GULCH OR SLAGLE CREEK

33003 Haddaway, Roland 845 North Westmount Drive, West Hollywood, California (See Findings, Paragraph 329)	1908	0.017	1.0	Irrigation	Benjamin Ditch	Burgess Creek, Benjamin Gulch or Slagle Creek	1.0 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Tp. 34 S., R. 5 W.W.M., Josephine County, Oreg.
--	------	-------	-----	------------	----------------	--	---

33001 Robinson, John H. and Robinson, Sarah J. Grave Creek, Oregon (See Findings, Paragraph 330)	1908	1.19	71.6	Irrigation	Bean Ditch	Burgess Creek, Benjamin Gulch or Slagle Creek	21.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 7.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 7.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 18.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.8 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 16.3 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7, Tp. 34 S., R. 5 W.W.M., Josephine County, Oreg.
--	------	------	------	------------	------------	--	---

COYOTE CREEK

Taylor, S. J.
and
Lawton, R. R.
Grants Pass,
Oregon
(See Findings, Paragraph 331)

These supplemental findings are concerned primarily with the completion of those inchoate water rights which are set out in Paragraph 7 of the Rogue River Decree. Said inchoate rights, which are tabulated in Paragraph 332 next preceding, were all initiated prior to February 24, 1909, on which date the Oregon Water Code became effective. Rights initiated after that date are evidenced by permits and certificates issued by the State Engineer. Each and every appropriator having rights under such a permit or certificate for the use of water from Rogue River and its tributaries above the mouth of the Illinois River shall have such rights as are provided by law and by the rules and regulations of the State Engineer and shall be administered in a like manner as those rights herein determined.

And the State Engineer of Oregon, being fully advised in the premises, it is hereby CONSIDERED and ORDERED that the aforesaid parties have completed their inchoate rights to the use of the waters of Rogue River and its tributaries above the mouth of the Illinois River and the same are hereby determined and settled in accordance with and as set out in the foregoing supplemental findings.

Dated this 10th day of January, 1940, at Salem, Oregon.

Chas. E. Stricklin
CHAS. E. STRICKLIN

State Engineer

I N D E X

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-A-			
Abbott, Mrs. Orbra	51	37	247
Adams, Frank H.	93	65	256
Ainsworth, M. M.	111	76	260
Allen, Agnes E.	10a	12a	237
Applegate, Evelyn	5	11	
Applegate River		76	260
Applegate River, Little		197	295
Arends, Albert A.	98	69	257
Ash, Frances M.	11	13	237
-B-			
Baker, Henry	69	50	251
Baker, Henry	106	73	259
Balderston, Chester Lou	314	224	303
Barr, Clark D.	290	202	296
Bear Creek		45	249
Beers, George	65	47	250
Bellows, C. E.	13	13	237
Benjamin Gulch, Burgess Creek or Slagle Creek		234	306
Benner, Rosanna	215	151	281
Bennett, Blanche L.	308	218	301
Bennett, Henry M.	308	218	301
Bentley, R. H.	122	87	263
Blanchard, Emma	158	110	269
Blanchard, H. D.	211	148	281
Blodgett, A. L.	6	11	
Bonney, Willard D.	318	227	303
Bowden, Joseph Henry	5	11	
Bowen, Maude E.	137	96	266
Bowen, S. A.	137	96	266
Boyer, Oscar D.	163	114	270
Bridge Point Ditch Co.	112	77	260
Briggs, Blanche	23	21	239
Brooks, A. I.	76	56	253
Brooks, Walter	277	192	294
Brown, Clair O.	282	196	295
Brown, E. J.	187	128	275
Brown, Phil	240	166	286
Brown, Rachel M.	240	166	286
Bryan, Mrs. Frank (Emma)	269	186	292
Buck, Gerald W.	286	200	296
Bull Creek		176	289
Bull, Ethel	252	175	289
Bull, Ora	252	175	289
Bummer Gulch		228	304
Burgess Creek and Shanks Creek		233	305
Burgess Creek, Benjamin Gulch or Slagle Creek		234	306
Burkhart, Martin	6	11	
Burton, F.	320	228	304

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-C-			
California Joint Stock Land			
Bank of San Francisco	24	21	240
California Oregon Power Co.	21	19	239
Cameron, Frank	284	197	295
Cameron, Wilber W.	134	94	265
Caris Creek		180	290
Carl, Flossie Rexford	115	79	261
Carl, Flossie Rexford	199	140	278
Carl, W. N.	113	77	260
Carl, W. N.	123	88	263
Carl, W. N.	198	139	278
Carlton, E. W.	25	22	240
Carlton, Herbert L.	16	16	238
Carlton, Thos. A.	16	16	238
Cart, Adam Thomas	247	171	287
Cech, James	5	11	
Cech, Wilma	5	11	
Chambers, R. U.	291	202	296
Chambers, R. U.	303	213	299
Chaney Creek		173	288
Chaney Creek, Little		175	289
Chapin Creek		170	287
Chapman, H. G.	325	232	305
Chase, Alice Gill	26	22	240
Chase, Merrill B.	26	22	240
Cherry Gulch		196	295
Church, W. H.	327	233	305
Clapboard Gulch		194	294
Clark Creek		37	247
Collins, A. E.	288	201	296
Collins, S. C., Administrator	27	23	240
Combs, Gladys	252	175	289
Combs, John	252	175	289
Conley, R. M.	53	38	247
Cook, Dora L., Executrix	114	78	260
Cook, Gladys	136	95	265
Cook, J. T.	135	95	265
Cook, Oran W.	136	95	265
Cooper, Perry L.	28	23	241
Courtney, David C.	292	203	297
Courtney, David C.	307	217	301
Courtney, Eva L.	292	203	297
Courtney, Eva L.	307	217	301
Coyote Creek		236	306
Crawford, Frances B.	67	49	250
Crawford, George M.	67	49	250
Criteser, Thomas B., Estate of	328	234	306
Culy, C. W.	296	206	297

-D-			
Dana, Charles K., Estate of	29	24	241
Davis, D. N., Estate of	64	46	250
Davis, Will	151	106	268
Davis, W. L.	64	46	250
Deister, Ray C.	255	177	290
Deister, Vivian	255	177	290
Denney, Blanche	248	172	288
Denney, Edwin V.	248	172	288
Dennis, A. E.	99	69	258
Dennis, Lillie	99	69	258
Dimmick, Ed E.	66	48	250
Dobbyn, Christine E.	60	43	248
Dobbyn, Joseph B.	60	43	248
Drake, Bertha B.	201	141	279
Durkee, J. E.	108	75	259
Dusenbury, Smith A.	107	74	259

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-E-			
East Fork of Trail Creek		42	248
East Fork of Williams Creek		192	294
Elder, Gilbert S.	273	189	293
Elk Creek		41	248
Elliott Creek		171	287
Elmore, Bessie	300	210	298
Elmore, Bessie	301	210	299
Elmore, Herbert	300	210	298
Elmore, Herbert	301	210	299
Elmore, Pauline	301	210	299
Engelhardt, J. C.	20	19	239
Evans Creek		47	250

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-F-			
Farra, Alma S.	124	88	263
Farra, Arthur J.	124	88	263
Federal Land Bank of Spokane	30	24	241
Federal Land Bank of Spokane	103	72	258
Fick, Oliver A.	261	181	291
Fields, George	121	86	262
Fields, George	125	89	263
Finley Bros.	188	129	275
Finley, D. H.	188	129	275
Finley, Francis	188	129	275
Flippin, Della D.	233	162	285
Flippin, Della D.	235	163	285
Flippin, Don M.	233	162	285
Flippin, Don M.	235	163	285
Foerst, Hattie F.	189	129	276
Fortner, A. G.	142	99	267
Fosbery, Forbes	190	131	276
Francis, Henry Earl	52	37	247

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-G-			
Gaines, Richard C.	217	152	281
Galinat, Edna van Goethem	88	62	255
Gallwas, F. A. J.	164	114	270
Garrett, J. M.	19	18	239
Gassaway, Clarence P.	299	208	298
Gassaway, Myrtle N.	299	208	298
Gentner, Emil	160	112	270
Geppert Creek		44	249
Gibson, Edward	174	120	272
Gibson, Josephine	174	120	272
Gilbert, Merle	320	228	304
Gilmore, R. A.	139	98	266
Gimmestad, Cecil Zina, Adm.	165	115	271
Gimmestad, Cecil	166	115	271
Gimmestad, Mikkel	166	115	271
Givan, George A.	15	15	238
Goodwin Gulch		191	293
Grave Creek		229	304
Greenwood, F. O.	86	61	255

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-H-			
Haddaway, Roland	329	234	306
Haefner, H. E.	183	126	274
Hair, Mary, Estate of	242	167	286
Hamilton, Ernest C.	31	25	241
Hamilton, Orville C.	32	25	241
Hammum, E. F.	5	11	
Hansen, C. T.	317	226	303
Hanson, Ellen G.	203	143	279
Harder, Ben E.	14	14	238
Harder, Ben E.	49	35	246
Harder, Elizabeth Duncan	14	14	238
Harder, Elizabeth Duncan	49	35	246
Harmon, A. C.	195	137	277
Harr, Bert	141	99	266
Hartley, Mrs. J. T.	270	187	292
Hawkey, U. G.	33	26	241
Hawkins, Claud L.	302	212	299
Hawkins, Edwin B.	302	212	299
Heinzman, Ludwig	5	11	
Heinzman, Rosa	5	11	
Helms, J. L.	181	124	274
Helms, J. L.	192	134	277
Helms, J. L.	210	147	280
Hensley, Cora E.	34	26	242
Hensley, Robert F.	34	26	242
Hill, Callie R.	119	84	262
Hillis, Edward S.	68	50	251
Hobart Lake		46	250
Hoffman, George C.	5	11	
Hogan, E. B.	291	202	296
Hogan, E. B.	303	213	299
Hogan, Olive	291	202	296
Hogan, Olive	303	213	299
Hogan, P. A.	291	202	296
Hogan, P. A.	303	213	299
Hole-in-the-Ground Creek		43	248
Holland, George	218	152	282
Hollis, Jesse W.	102	71	258
Holzhauser, H. B.	6	11	
Hopper, C. J.	167	116	271
Hougham, D. C.	70	51	251
Hougham, Ruby L.	70	51	251
Housley, Mary	35	26	242
Housley, William M.	35	26	242
Howe, Irwin H.	10	12	237
Howe, Rena M.	10	12	237
Hoxie, Asa O.	275	191	293
Hughbanks, Margaret	87	62	255
Humrick, O. V.	176	121	273
Humrick, Vada E.	176	121	273
Huntzinger, H. W.	92	65	256
Hyde, F. R.	153	107	268
Hyde, L. W.	152	107	268

-J-

Jacobson, Anna M.	36	27	242
Jacobson, Nels A.	36	27	242
Johnson, Carrie P.	94	66	257
Johnson, John E.	94	66	257
Johnson, Marian	263	182	291
Johnson, O. B.	263	182	291
Johnson, Oscar A.	126	89	263
Johnson, Samuel	256	178	290
Johnson, Vivian	126	89	263
Johnston, S. L.	304	214	300
Jones, W. J.	104	72	259
Jones, W. M.	156	109	269
Jump-off-Joe Creek		226	303

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-K-			
Kapsa, Myrtle	182	125	274
Kapsa, Myrtle	184	126	275
Kapsa, Otis	182	125	274
Kapsa, Otis	184	126	275
Kemp, W. E.	229	159	284
Kenny Creek		206	297
Kerns, Mary	321	229	304
Kieper, J. H.	77	57	253
Kinsman, Mrs. Jessie M.	310	220	301
Klith, A. P.	105	73	259
Knapp, Clark B.	168	117	271
Knighten, Elizabeth Thies	254	177	289
Knighten, Jesse Delbert	254	177	289
Knutson, Kathryn	280	194	294
Knutson, Levi	280	194	294
Knutzen, Frank	293	204	297
Knutzen, Frank	309	219	301
Kubli, K. J.	143	100	267
Kubli, Maude	144	101	267

-L-			
Lange, Amy	89	63	256
Lange, Wm. E.	89	63	256
Langworthy, D. M.	178	122	273
Langworthy, D. M.	180	123	274
Large, Esther	276	191	294
Laurel Hill Ditch Co.	145	102	267
Lawless, John	175	120	273
Lawless, Julia	179	123	274
Laws, Wm. H.	101	71	258
Lawton, R. R.	331	236	306
Left Hand Fork and Right Hand Fork of Slate Creek		172	288
Letteken, John H.	191	133	277
Letteken, Nellie	128	90	264
Letteken, Sam	128	90	264
Lewis, Grace	287	200	296
Lewman, T. E.	131	92	265
Lichens, Fred	208	146	280
Lindsay, Alice L.	226	157	283
Lindsay, Jefferson B.	50	36	246
Lindsay, J. R.	226	157	283
Lindsay, Richard A.	249	173	288
Linebaugh, Anna B.	140	98	266
Listmann, Louie	169	117	272
Little Applegate River		197	295
Little Chaney Creek		175	289
Lloyd, Mrs. E. T.	250	174	288
Loesch, L. R.	130	91	264
Lofland, Roy	5	11	
Lone Creek		191	294
Lost Creek		45	249
Loughridge, Ernest	219	153	282
Lovelace, Edwina	243	167	287
Lowden, I. C.	244	168	287
Lucore, W. C.	185	126	275
Lydiard, Margaret D.	37	27	242

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-M-			
Magerle, Carl L.	96	67	257
Magerle, Daniel P.	100	70	258
Magerle, Ella M.	100	70	258
Mallory, Phoebe	12	13	237
Manning, Clara D.	62	45	249
Mansfield, Drusilla S.	264	183	291
Mansfield, Robert	259	180	290
Markusen, Agnes	5	11	
Markusen, Chris	5	11	
Matney, J. N.	159	111	270
May, Ira W.	204	143	279
McCain, Georgietta G., Estate of	165	115	271
McCann, C. H.	251	174	289
McCann, Lorryne (Larry)	234	163	285
McCarthy, Andrew	5	11	
McCollum, A. H.	5	11	
McDaniel, Veva C.	285	199	295
McDonald, Chas.	170	118	272
McDonald, Chas. O.	138	97	266
McDowell, Luke M.	241	166	286
McLeod, N. A.	231	161	284
McLeod, N. A.	245	168	287
McLeod, N. A.	246	170	287
Mee, Anderson	312	222	302
Mee, Lida	312	222	302
Mee, Warren D.	294	205	297
Mee, Warren D.	313	223	302
Meek, G. H.	212	149	281
Messinger, Herman	120	86	262
Messinger, Simon, Estate of	6	11	
Messinger, Wilma, Administratrix	315	225	303
Metz, Charles E.	319	228	304
Metz, Henrietta E.	319	228	304
Miles, R. A.	142	99	267
Mill Creek, a Tributary of Dog Creek		234	306
Millard, A. C.	295	205	297
Millard, A. C.	311	221	301
Millard, L. E.	295	205	297
Millard, L. E.	311	221	301
Miller, Anna	257	179	290
Miller, Boyd	57	41	248
Miller, Doris M.	61	44	249
Miller, O. W.	73	53	252
Miller, Sarah F.	38	28	242
Miller, Theodore	257	179	290
Miller, Weston	57	41	248
Miller, W. T.	232	162	285
Milton, Ethel	95	67	257
Mitchell, Wm. A.	133	93	265
Moomaw, Cephas	5	11	
Moomaw, Josephas	5	11	
Moomaw, J. S.	5	11	
Moomaw, Nellie	5	11	
Moore, Mary J.	5	11	
Moran, Eva T.	292	203	297
Moran, Eva T.	307	217	301
Morrison, Eugene F.	281	195	295
Munger Creek		190	293
Murphy Creek		177	289
Murphy Ditch Co.	161	112	270
Murray, Mary E.	237	164	285
Myers, Frank R.	39	28	243

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-N-			
Natwick, Mrs. Ruth L.	18	17	238
Neathamer, Jesse	74	54	252
Neill, Ada Louise	193	135	277
Neill, K. M. C.	193	135	277
Nelson, John Leroy	258	179	290
Nelson, Osa Leota	258	179	290

-O-			
O'Brien and Sturgis Forks of Carberry Fork of Applegate River		207	298
Oden, Bud	78	57	253
Oden, John T.	71	52	251
Oden, Volney	79	58	253
Offenbacher, John	194	136	277
Offenbacher, Maybelle	213	150	281
Offenbacher, Ray	213	150	281
Old Mill Ditch and Irrigation Co.	91	64	256
Orr, Vern L.	80	58	254
Owings, Wm. F.	81	59	254

-P-			
Palmer Corporation	40	29	243
Patterson, A. R.	5	11	
Patterson, A. R.	279	194	294
Patterson, Mable Ruth	5	11	
Patterson, Mabel Ruth	279	194	294
Patton, Mattie M.	323	230	305
Pence, Jefferson	6	11	
Pernoll, Nancy, Estate of	197	138	278
Perry, Wilhelmina T.	162	113	270
Phillips, Raymond	289	201	296
Pilcher, Zeb	82	59	254
Planalp, Ralph W.	129	91	264
Planalp, Ralph W.	146	103	267
Poellnitz, Ada A.	306	216	300
Polack, Mrs. Anna	6	11	
Pollard, Sam K.	63	45	249
Powell Creek		197	295
Powers, A. E., Estate of	155	108	269
Powers, Josephine, Administratrix	155	108	269
Provolt, E. U.	117	82	261
Provolt, Glenn	118	83	261
Provolt, Glenn	132	93	265
Purrier, Mrs. Adele	72	52	251

-R-			
Ralston, B. E.	239	165	286
Rankin, Clarence	17	17	238
Rankin, Vida	17	17	238
Rawls, John C.	238	165	286
Reams, Chas. W.	305	215	300
Records, W. G.	272	189	293
Reed, Harold E.	83	60	254
Rexford, Charles M., Estate of	114	78	260
Richard Creek		40	248
Richardson, C. L.	265	184	291
Richardson, J. W.	59	43	248
Richardson, V.	266	185	292

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
Right Hand Fork and Left Hand Fork of Slate Creek		172	288
Rightmier, E. L.	171	118	272
River Banks Farm	190	131	276
Robinson, C. C.	220	154	282
Robinson, Ennis	222	155	282
Robinson, John B.	5	11	
Robinson, John H.	330	235	306
Robinson, K. K.	221	154	282
Robinson, Lora E.	236	163	285
Robinson, Radburn	223	156	283
Robinson, R. M., Estate of	224	156	283
Robinson, Sarah J.	330	235	306
Robinson, S. E.	5	11	
Robinson, S. E.	225	157	283
Robinson, W. S.	228	159	284
Rodgers, Ada E.	41	30	243
Rogue River		12	237
Rorden, Anna	42	30	244
Rorden, Fred N.	42	30	244
Ross, Elmer H.	5	11	
Ross, Elmer	316	226	303
Rowley, Richard	5	11	
Rowley, R. W.	262	181	291

-S-

Sardine Creek		74	259
Schafer, Ruby Violet	43	31	244
Schroeder, Bessie Myrtle	5	11	
Schroeder, Bessie Myrtle (Caris)	260	180	290
Schroeder, Herman	5	11	
Schroeder, Herman	260	180	290
Seeley, Paul S.	75	55	252
Shanks Creek and Burgess Creek		233	305
Sharp, W. O.	172	119	272
Silva, Della	230	160	284
Silva, Frank P.	230	160	284
Silva, Isabel	177	121	273
Silva, Tony	177	121	273
Simmerville, Elizabeth A.	6	11	
Slagle Creek, Burgess Creek, or Benjamin Gulch		234	306
Slate Creek		166	286
Slate Creek, Right Hand Fork and Left Hand Fork		172	288
Smith, Amos	271	188	292
Smith, Bessie	214	150	281
Smith, Errol I., Administrator	298	207	298
Smith, Fred B.	44	32	245
Smith, James U.	109	75	259
Smith, John E.	110	76	260
Smith, John E.	298	207	298
Smith, Leila	44	32	245
Smith, Nellie J.	6	11	
Smith, Samuel	205	144	279
Smith, Susie	271	188	292
Smith, W. J.	6	11	
Snively, David G.	207	145	280
Snively, Ella A.	206	144	280
Springs at Head of Tie Camp Creek		43	248
Squaw Creek		199	295
Stanwood, Ethel M.	322	230	304
Stanwood, W. S.	322	230	304
Stephens, Calvin	84	60	255
Stephens, Earl	84	60	255
Stone, Elery	116	80	261
Stone, Elery	127	90	264
Sublette, Everett R.	54	39	247
Sublette, Luvenia	54	39	247
Sweeney, Charles T.	157	110	269
Sweeney, Mary E.	157	110	269
Sykes Creek		73	259

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
-T-			
Table Rock Ditch Co.	22	20	239
Taylor, E. H.	209	147	280
Taylor, Jesse	209	147	280
Taylor, Laura	209	147	280
Taylor, S. J.	331	236	306
Thompson Creek		202	296
Thompson Creek Irrigation Ass'n.	297	207	298
Throckmorton, Gladys Rose	202	142	279
Trail Creek, East Fork		42	248
Trefren, James	85	61	255
Trefren, William	56	40	248
Trumbly, C. A.	149	105	268
Tuttle, Emelia G.	45	32	245
Tuttle, S. M.	45	32	245

-U-			
Ungerma n, L. O.	253	176	289
Ungerma n, Max	253	176	289

-V-			
van Goethem, Albert	90	64	256
van Goethem, George	90	64	256
Vermaas, Laurel M.	200	141	279
Vine Maple Creek		39	247
Vineyard, Kenneth	274	190	293
von Stein, Harold M.	55	39	247

-W-			
Ward, James P.	227	158	283
Ware, Maud L.	46	33	245
Ware, Valentine S.	46	33	245
Watkins, Della B.	58	42	248
Watts, Benjamin S.	268	186	292
Weaver, W. C.	186	127	275
Weedon, G. C.	154	108	269
West Fork of Williams Creek		186	292
Wilderville Irrigation Co.	216	151	281
Wilkinson, T. J.	283	197	295
Williams Creek		181	291
Williams Creek, East Fork		192	294
Williams Creek, West Fork		186	292
Williams, T. C. (Thos.)	5	11	
Williams, William W.	5	11	
Willson, D. J.	148	104	267
Willson, D. J.	150	106	268
Willson, W. F.	148	104	267
Willson, W. F.	150	106	268
Willson, W. F.	267	185	292
Wilson, D. C.	278	193	294
Wilson, Ralph N.	47	33	245
Wilson, Winona	47	33	245
Wimer, Georgie	324	231	305
Wimer, J. D.	324	231	305
Wimer, Jefferson	326	232	305
Wimer, Mary	326	232	305
Woodard, Elsie	173	119	272
Woodcock, Geo. A.	97	68	257
Wyckoff, George H.	48	34	246

<u>Name</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
York, Chester, Estate of	315	225	303
York, Jess	6	11	
York, Jess	147	103	267
York, Jess	196	137	278
Young, Charley F.	5	11	

-Y-

T O W N S H I P I N D E X

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
<u>Township 33 South</u>					
8	33 S.	1 E.	57	41	248
17	33 S.	1 E.	57	41	248
23	33 S.	1 E.	16	16	238
24	33 S.	1 E.	16	16	238
24	33 S.	1 E.	62	45	249
9	33 S.	2 E.	60	43	248
16	33 S.	2 E.	59	43	248
6	33 S.	3 E.	21	19	
26	33 S.	3 E.	61	44	249
4	33 S.	1 W.	58	42	248
24	33 S.	6 W.	331	236	
<u>Township 34 South</u>					
2	34 S.	1 E.	54	39	247
11	34 S.	1 E.	55	39	247
7	34 S.	2 E.	52	37	247
8	34 S.	2 E.	52	37	247
17	34 S.	2 E.	51	37	247
3	34 S.	1 W.	10	12	237
3	34 S.	1 W.	10a	12a	237
3	34 S.	1 W.	11	13	237
3	34 S.	1 W.	12	13	237
32	34 S.	1 W.	14	14	238
33	34 S.	1 W.	14	14	238
33	34 S.	1 W.	49	35	246
26	34 S.	3 W.	73	53	252
34	34 S.	3 W.	67	49	250
35	34 S.	3 W.	67	49	250
6	34 S.	5 W.	329	234	306
7	34 S.	5 W.	330	235	306
8	34 S.	5 W.	321	229	304
8	34 S.	5 W.	322	230	
8	34 S.	5 W.	323	230	305
9	34 S.	5 W.	321	229	304
32	34 S.	5 W.	318	227	303
9	34 S.	6 W.	328	234	306
11	34 S.	6 W.	325	232	305
12	34 S.	6 W.	324	231	305
12	34 S.	6 W.	325	232	305
12	34 S.	6 W.	326	232	305
12	34 S.	6 W.	327	233	

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
<u>Township 35 South</u>					
19	35 S.	3 E.	56	40	248
4	35 S.	1 W.	49	35	246
4	35 S.	1 W.	50	36	246
8	35 S.	1 W.	13	13	237
9	35 S.	1 W.	13	13	237
20	35 S.	1 W.	18	17	238
20	35 S.	1 W.	19	18	239
29	35 S.	1 W.	19	18	239
32	35 S.	1 W.	20	19	239
5	35 S.	3 W.	74	54	252
6	35 S.	3 W.	74	54	252
7	35 S.	3 W.	74	54	252
28	35 S.	3 W.	108	75	
33	35 S.	3 W.	110	76	260
1	35 S.	4 W.	69	50	251
1	35 S.	4 W.	72	52	251
1	35 S.	4 W.	106	73	259
11	35 S.	4 W.	65	47	250
11	35 S.	4 W.	66	48	250
11	35 S.	4 W.	68	50	251
11	35 S.	4 W.	70	51	
11	35 S.	4 W.	87	62	255
11	35 S.	4 W.	88	62	255
11	35 S.	4 W.	89	63	256
11	35 S.	4 W.	90	64	256
12	35 S.	4 W.	68	50	251
12	35 S.	4 W.	71	52	
12	35 S.	4 W.	72	52	251
15	35 S.	4 W.	75	55	252
15	35 S.	4 W.	78	57	253
15	35 S.	4 W.	79	58	253
15	35 S.	4 W.	82	59	254
15	35 S.	4 W.	84	60	255
15	35 S.	4 W.	85	61	255
21	35 S.	4 W.	75	55	252
21	35 S.	4 W.	76	56	253
21	35 S.	4 W.	80	58	254
22	35 S.	4 W.	75	55	252
22	35 S.	4 W.	76	56	253
22	35 S.	4 W.	77	57	253
22	35 S.	4 W.	80	58	254
22	35 S.	4 W.	81	59	254
22	35 S.	4 W.	85	61	255
28	35 S.	4 W.	86	61	255
4	35 S.	5 W.	319	228	304
2	35 S.	6 W.	317	226	303
5	35 S.	6 W.	320	328	304

Township 36 South

5	36 S.	1 W.	17	17	238
6	36 S.	1 W.	15	15	238
6	36 S.	1 W.	17	17	238
3	36 S.	2 W.	42	30	244
9	36 S.	2 W.	30	24	241
9	36 S.	2 W.	33	26	241
10	36 S.	2 W.	23	21	239
10	36 S.	2 W.	24	21	240
10	36 S.	2 W.	26	22	240
10	36 S.	2 W.	27	23	240
10	36 S.	2 W.	32	25	241
10	36 S.	2 W.	37	27	242
10	36 S.	2 W.	38	28	242
10	36 S.	2 W.	42	30	244
10	36 S.	2 W.	47	33	245
10	36 S.	2 W.	48	34	246

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
11	36 S.	2 W.	24	21	240
11	36 S.	2 W.	25	22	240
11	36 S.	2 W.	28	23	241
11	36 S.	2 W.	29	24	241
11	36 S.	2 W.	31	25	241
11	36 S.	2 W.	32	25	241
11	36 S.	2 W.	34	26	242
11	36 S.	2 W.	35	26	242
11	36 S.	2 W.	36	27	242
11	36 S.	2 W.	37	27	242
11	36 S.	2 W.	38	28	242
11	36 S.	2 W.	39	28	243
11	36 S.	2 W.	40	29	243
11	36 S.	2 W.	41	30	243
11	36 S.	2 W.	43	31	244
11	36 S.	2 W.	44	32	245
11	36 S.	2 W.	45	32	245
11	36 S.	2 W.	46	33	245
12	36 S.	2 W.	40	29	243
13	36 S.	2 W.	40	29	243
14	36 S.	2 W.	25	22	240
15	36 S.	2 W.	23	21	239
15	36 S.	2 W.	47	33	245
15	36 S.	2 W.	48	34	246
16	36 S.	2 W.	48	34	246
4	36 S.	3 W.	109	75	259
4	36 S.	3 W.	110	76	260
8	36 S.	3 W.	107	74	
17	36 S.	3 W.	107	74	
4	36 S.	4 W.	92	65	
4	36 S.	4 W.	93	65	256
4	36 S.	4 W.	94	66	257
4	36 S.	4 W.	95	67	257
9	36 S.	4 W.	96	67	257
9	36 S.	4 W.	97	68	257
9	36 S.	4 W.	98	69	257
9	36 S.	4 W.	99	69	258
9	36 S.	4 W.	100	70	258
9	36 S.	4 W.	101	71	258
15	36 S.	4 W.	102	71	258
15	36 S.	4 W.	104	72	
16	36 S.	4 W.	102	71	258
16	36 S.	4 W.	103	72	
22	36 S.	4 W.	104	72	
22	36 S.	4 W.	105	73	
19	36 S.	6 W.	190	131	276
29	36 S.	6 W.	133	93	265
29	36 S.	6 W.	204	143	279
29	36 S.	6 W.	210	147	280
30	36 S.	6 W.	190	131	276
30	36 S.	6 W.	210	147	280
30	36 S.	6 W.	237	164	285
30	36 S.	6 W.	238	165	286
31	36 S.	6 W.	192	134	277
31	36 S.	6 W.	193	135	277
31	36 S.	6 W.	231	161	284
31	36 S.	6 W.	239	165	286
31	36 S.	6 W.	245	168	287
31	36 S.	6 W.	246	170	287
24	36 S.	7 W.	190	131	276
25	36 S.	7 W.	190	131	276

Township 37 South

30	37 S.	4 W.	260	180	290
17	37 S.	5 W.	212	149	281
18	37 S.	5 W.	139	98	266
18	37 S.	5 W.	140	98	266
18	37 S.	5 W.	206	144	280
18	37 S.	5 W.	207	145	280
18	37 S.	5 W.	215	151	281

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
19	37 S.	5 W.	111	76	260
19	37 S.	5 W.	139	98	266
19	37 S.	5 W.	158	110	269
19	37 S.	5 W.	162	113	270
19	37 S.	5 W.	254	177	289
19	37 S.	5 W.	258	179	
20	37 S.	5 W.	137	96	266
20	37 S.	5 W.	138	97	266
20	37 S.	5 W.	158	110	269
20	37 S.	5 W.	203	143	279
20	37 S.	5 W.	211	148	281
21	37 S.	5 W.	157	110	269
21	37 S.	5 W.	195	137	277
21	37 S.	5 W.	196	137	278
21	37 S.	5 W.	205	144	279
22	37 S.	5 W.	196	137	278
25	37 S.	5 W.	260	180	290
26	37 S.	5 W.	160	112	270
27	37 S.	5 W.	154	108	269
27	37 S.	5 W.	155	108	269
27	37 S.	5 W.	160	112	270
28	37 S.	5 W.	156	109	269
30	37 S.	5 W.	255	177	290
30	37 S.	5 W.	256	178	290
34	37 S.	5 W.	151	106	268
34	37 S.	5 W.	152	107	268
34	37 S.	5 W.	153	107	268
34	37 S.	5 W.	154	108	269
35	37 S.	5 W.	147	103	267
35	37 S.	5 W.	148	104	267
35	37 S.	5 W.	149	105	268
35	37 S.	5 W.	151	106	268
35	37 S.	5 W.	267	185	292
36	37 S.	5 W.	135	95	265
36	37 S.	5 W.	259	180	290
5	37 S.	6 W.	219	153	282
6	37 S.	6 W.	217	152	281
6	37 S.	6 W.	218	152	282
6	37 S.	6 W.	219	153	282
6	37 S.	6 W.	220	154	282
6	37 S.	6 W.	229	159	284
6	37 S.	6 W.	231	161	284
6	37 S.	6 W.	232	162	
6	37 S.	6 W.	245	168	287
7	37 S.	6 W.	218	152	282
7	37 S.	6 W.	226	157	283
7	37 S.	6 W.	227	158	283
7	37 S.	6 W.	229	159	284
7	37 S.	6 W.	230	160	284
7	37 S.	6 W.	251	174	289
8	37 S.	6 W.	221	154	282
8	37 S.	6 W.	222	155	282
8	37 S.	6 W.	223	156	283
8	37 S.	6 W.	224	156	
8	37 S.	6 W.	225	157	283
8	37 S.	6 W.	228	159	284
13	37 S.	6 W.	175	120	273
13	37 S.	6 W.	176	121	
13	37 S.	6 W.	177	121	273
13	37 S.	6 W.	178	122	273
14	37 S.	6 W.	181	124	274
14	37 S.	6 W.	182	125	274
14	37 S.	6 W.	183	126	274
14	37 S.	6 W.	185	126	275
14	37 S.	6 W.	186	127	275
16	37 S.	6 W.	233	162	285
16	37 S.	6 W.	234	163	285
16	37 S.	6 W.	236	163	285

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
18	37 S.	6 W.	249	173	288
18	37 S.	6 W.	251	174	289
18	37 S.	6 W.	252	175	289
20	37 S.	6 W.	253	176	289
23	37 S.	6 W.	179	123	274
23	37 S.	6 W.	180	123	274
24	37 S.	6 W.	162	113	270
24	37 S.	6 W.	163	114	270
24	37 S.	6 W.	164	114	270
24	37 S.	6 W.	165	115	271
24	37 S.	6 W.	166	115	271
24	37 S.	6 W.	167	116	271
24	37 S.	6 W.	168	117	271
24	37 S.	6 W.	169	117	272
24	37 S.	6 W.	170	118	272
24	37 S.	6 W.	171	118	272
24	37 S.	6 W.	172	119	272
24	37 S.	6 W.	173	119	272
24	37 S.	6 W.	174	120	272
24	37 S.	6 W.	175	120	273
36	37 S.	6 W.	257	179	290
1	37 S.	7 W.	243	167	287
7	37 S.	7 W.	248	172	288
10	37 S.	7 W.	242	167	
10	37 S.	7 W.	244	168	287
11	37 S.	7 W.	240	166	286
14	37 S.	7 W.	250	174	288
15	37 S.	7 W.	247	171	287
18	37 S.	7 W.	241	166	286
18	37 S.	7 W.	248	172	288

Township 38 South

31	38 S.	1 E.	63	45	249
29	38 S.	3 W.	159	111	270
29	38 S.	3 W.	213	150	281
29	38 S.	3 W.	214	150	281
30	38 S.	3 W.	194	136	277
6	38 S.	4 W.	116	80	261
6	38 S.	4 W.	142	99	267
6	38 S.	4 W.	200	141	
6	38 S.	4 W.	201	141	
7	38 S.	4 W.	114	78	260
7	38 S.	4 W.	115	79	261
7	38 S.	4 W.	117	82	261
7	38 S.	4 W.	118	83	261
7	38 S.	4 W.	119	84	262
7	38 S.	4 W.	120	86	262
7	38 S.	4 W.	121	86	262
7	38 S.	4 W.	131	92	265
7	38 S.	4 W.	143	100	267
16	38 S.	4 W.	197	138	278
17	38 S.	4 W.	113	77	260
17	38 S.	4 W.	114	78	260
17	38 S.	4 W.	122	87	263
17	38 S.	4 W.	189	129	276
17	38 S.	4 W.	197	138	278
17	38 S.	4 W.	198	139	278
17	38 S.	4 W.	199	140	278
18	38 S.	4 W.	114	78	260
18	38 S.	4 W.	188	129	275
18	38 S.	4 W.	189	129	276
18	38 S.	4 W.	191	133	277
21	38 S.	4 W.	202	142	279
22	38 S.	4 W.	187	128	275
22	38 S.	4 W.	202	142	279
23	38 S.	4 W.	144	101	267
28	38 S.	4 W.	293	204	297
28	38 S.	4 W.	294	205	297
28	38 S.	4 W.	308	218	301
28	38 S.	4 W.	309	219	301
28	38 S.	4 W.	310	220	301
28	38 S.	4 W.	313	223	302

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
29	38 S.	4 W.	302	212	299
29	38 S.	4 W.	309	219	301
29	38 S.	4 W.	310	220	301
32	38 S.	4 W.	291	202	296
32	38 S.	4 W.	300	210	298
32	38 S.	4 W.	301	210	299
32	38 S.	4 W.	302	212	299
32	38 S.	4 W.	303	213	299
33	38 S.	4 W.	302	212	299
1	38 S.	5 W.	116	80	261
1	38 S.	5 W.	126	89	263
1	38 S.	5 W.	128	90	264
1	38 S.	5 W.	129	91	264
1	38 S.	5 W.	130	91	264
1	38 S.	5 W.	136	95	265
1	38 S.	5 W.	142	99	267
1	38 S.	5 W.	146	103	267
1	38 S.	5 W.	265	184	291
1	38 S.	5 W.	266	185	292
2	38 S.	5 W.	268	186	292
12	38 S.	5 W.	121	86	262
12	38 S.	5 W.	124	88	263
12	38 S.	5 W.	208	146	280
12	38 S.	5 W.	263	182	291
14	38 S.	5 W.	264	183	291
15	38 S.	5 W.	283	197	295
23	38 S.	5 W.	264	183	291
34	38 S.	5 W.	271	188	292
35	38 S.	5 W.	261	181	291
35	38 S.	5 W.	262	181	291

Township 39 South

2	39 S.	3 W.	284	197	295
3	39 S.	3 W.	284	197	295
4	39 S.	3 W.	209	147	280
10	39 S.	3 W.	284	197	295
11	39 S.	3 W.	284	197	295
15	39 S.	3 W.	134	94	265
33	39 S.	3 W.	134	94	265
5	39 S.	4 W.	292	203	297
5	39 S.	4 W.	295	205	297
5	39 S.	4 W.	307	217	301
5	39 S.	4 W.	311	221	301
6	39 S.	4 W.	306	216	300
7	39 S.	4 W.	306	216	300
7	39 S.	4 W.	312	222	302
7	39 S.	4 W.	314	224	303
8	39 S.	4 W.	307	217	301
18	39 S.	4 W.	299	208	298
18	39 S.	4 W.	304	214	300
18	39 S.	4 W.	305	215	300
19	39 S.	4 W.	299	208	298
2	39 S.	5 W.	280	194	294
2	39 S.	5 W.	282	196	295
3	39 S.	5 W.	272	189	293
4	39 S.	5 W.	270	187	
5	39 S.	5 W.	274	190	
7	39 S.	5 W.	273	189	293
8	39 S.	5 W.	275	191	293
8	39 S.	5 W.	276	191	294
10	39 S.	5 W.	279	194	
10	39 S.	5 W.	281	195	295
14	39 S.	5 W.	278	193	294
18	39 S.	5 W.	269	186	292
23	39 S.	5 W.	277	192	294
24	39 S.	5 W.	298	207	298
24	39 S.	5 W.	316	226	
36	39 S.	5 W.	315	225	303

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Paragraph No.</u>	<u>Findings Page No.</u>	<u>Tabulation Page No.</u>
----------------	-----------------	--------------	--------------------------	------------------------------	--------------------------------

Township 40 South

5	40 S.	3 E.	64	46	250
8	40 S.	3 E.	64	46	250
18	40 S.	3 W.	296	206	297
36	40 S.	4 W.	288	201	
36	40 S.	4 W.	290	202	296

Township 41 South

6	41 S.	2 W.	289	201	296
1	41 S.	4 W.	285	199	295
1	41 S.	4 W.	286	200	296
1	41 S.	4 W.	287	200	
2	41 S.	4 W.	141	99	266