

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR DESCHUTES COUNTY

IN THE MATTER OF THE DETER-)
 MINATION OF THE RELATIVE RIGHTS)
 TO THE USE OF THE WATERS OF)
 THE DESCHUTES RIVER, A TRIBU-)
 TARY OF THE COLUMBIA RIVER.)

FINAL ORDER ON PETITION
 FOR RE-HEARING

IT IS HEREBY ORDERED, ADJUDGED AND DECREED That the decree of the above Court, made and entered on the 30th day of September, 1958, be and the same is hereby modified in the following particulars:

ARNOLD IRRIGATION DISTRICT

(Page 10 of Original Decree)

Name and Postoffice Address of Appropriator: Arnold Irrigation District, Bend, Oregon.

Date of Relative Priority: Feb. 1, 1905; Apr. 25, 1905;

Amount Cubic Feet Per Second: 25.0; All in excess of 25.0 c.f.s.;

Number Acres: 4,407.25; 5.00; Total: 4412.25;

Use: Irrigation; Domestic and Commercial; (Equivalent acres of water right used for these purposes)

Name of Ditch: Arnold Canal

Stream: Deschutes River

Description of Land or Place of Use: (See description of lands of individual landowners following)

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Correct Number Acres</u>	<u>Description of Land</u>
12	Dan Mirich	60	6.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ 3.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ 13.8 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ 9.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ 20.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, T. 18 S., R. 12 E., W.M.
12	Del Zander	4	4.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, T. 17 S., R. 12 E., W.M. being within that part of said tract lying south of the Bend-Burns Highway and "west" of W. A. Engstrom tract above described.

29053

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description Land</u>
14	Roy Snyder	3.0	3.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, T. 18 S., R. 12 E., W.M., being within the W $\frac{1}{2}$ of Lot 13, Virginia Park Sub-division.
23	Bend Trap Club	10.0	10.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 18 S., R. 12 E., W.M.
23	M. E. Wilcox T# 3239	5.0	5.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 18 S., R. 12 E., W.M. being within W $\frac{1}{2}$ Tract 1, Carroll Acres Subdivision.
26	M. L. Crossan	50.0	21.8 acres in the S $\frac{3}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20.5 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ 7.7 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, T. 18 S., R. 12 E., W.M.
26	Fred Turner	26.0	1.6 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ 24.4 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 13, T. 18 S., R. 12 E., W.M.
26	Alvin Turner	50.0	22.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ 18.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, T. 18 S., R. 12 E., W.M. 10.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 18, T. 18 S., R. 13 E., W.M.
28	H. C. Gilliland	2.0	2.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, T. 18 S., R. 12 E., W.M., being within Tracts "G" and "B" of the Division of said NE $\frac{1}{4}$ NW $\frac{1}{4}$,
29	D. T. Hundley	6.0 Irrigation 5.0 Domestic and Commer- cial	1.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, being within Tract "C" of the division of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, 5.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, being within Tract "A" of the division of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, T. 18 S., R. 12 E., W.M. The rights for domestic and commercial use is to the extent of the quantity of water entitled to be used for the irrigation of 5.0 acres of land, had the use not been changed, and is appurtenant to the above described Tracts "A" and "C", for use in the operation of a service station and tourist motel, Section 17, T. 18 S. R. 12 E., W.M., in addition to the use for irrigation.

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description of Land</u>
30	Willard Finley	19.0	19.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, T. 18 S., R. 12 E., W.M.
30	R. V. Weiser	63.0	39.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ 21.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 22, T. 18 S., R. 12 E.W.M.
30	Art Sholes	22.0	20.5 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1.5 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 22, T. 18 S., R. 12 E., W.M.
31	R. E. Aulman	160.0	31.6 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ 39.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, 31.8 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, 28.3 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ 28.8 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25, T. 18 S., R. 12 E., W.M.
31	H. J. McGinnis	40.0	30.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ 10.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, T. 18 S., R. 12 E., W.M.
31	Wallace Finley	20.0	15.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, T. 18 S., R. 12 E., W.M.
32	Rodney Rosebrook	95.0	24.3 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ 26.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ 28.3 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, 16.4 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18, T. 18 S., R. 13 E., W.M.
32	William Newton T 3644	80.0	12.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ 38.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ 30.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T. 18 S., R. 13 E., W.M.
32	Charles R. Baker	160.6	21.6 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ 14.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20.3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ 1.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ 21.5 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ 36.8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ 30.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ 15.2 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, T. 18 S., R. 13 E., W.M.

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description of Land</u>
32	(Henry Cooper) Charles R. Baker	81.4	1.4 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 29, 27.4 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ 24.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.6 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ 26.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 30, T. 18 S., R. 13 E., W.M.

No changes
involved here!

CENTRAL OREGON IRRIGATION DISTRICT

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description of Land</u>
46	Rollo Weigand	175.0	38.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ 39.0 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, 22.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ 38.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16, T. 16 S., R. 14 E., W.M.
52	O. J. Grover	8.0	8.0 acres in that part of SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 27, T. 17 S., R. 12 E., W.M., described as Lot 3, Wells Tracts.
52	Ernest Ruhr	10.5	10.5 acres in that part of SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, T. 17 S., R. 12 E., W.M., described and appurtenant as follows: Lot 2, Wells Tracts 3.0 acres Lot 1, Wells Tracts 2.5 acres Lot 4, Wells Tracts 2.5 acres Lot 5, Wells Tracts 2.5 acres.
53	Horace Richards	26.5	21.0 acres in that part of SW $\frac{1}{4}$ NE $\frac{1}{4}$ described as: All that part of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ lo- cated east of Butler Market Road as now established over and across said SW $\frac{1}{4}$ NE $\frac{1}{4}$, 5.5 acres in that part of NW $\frac{1}{4}$ SE $\frac{1}{4}$ described and appurtenant as follows: Lot 9, Block 2, Ellis Subdivision 2.4 acres Lot 11, Block 1, Ellis Subdivision 0.6 acres Lot 13, Block 1, Ellis Subdivision 0.2 acres Lot 14, Block 1, Ellis Subdivision 0.7 acres Lot 15, Block 1, Ellis Subdivision 0.6 acres Lot 16, Block 1, Ellis Subdivision 0.8 acres, Section 28, T. 17 S., R. 12 E., W.M.

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<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description of Land</u>
60	Union Central Life Insurance Co.	143.0	8.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ 33.0 acres in Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) 33.0 acres in Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 7.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.0 acres in Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) 15.0 acres in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) 24.0 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30, T. 17 S., R. 13 E., W.M.
73	Taylor Grazing Service	2.0 Stock	Stock use in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ to the equivalent of the quantity of water otherwise entitled to be used for the irrigation of 2.0 acres of land, had the use not been changed. Section 18 -----> Section 13, T. 18 S., R. 14 E., W.M. (See also under: Section 25, T. 17 S., R. 14 E., W.M.)
96 102	H. C. Shown	68.0	6.8 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ 33.0 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, T. 14 S., R. 13 E., W.M. 19.0 acres in the Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) 9.2 acres in Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Section 3, T. 15 S., R. 13 E., W.M. Land to which this water right is appurtenant is described as the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ located east of the existing railroad r/w, Section 34, T. 14 S., R. 13 E., W.M. and that part of Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) located north and west of the county road which exists along the main lateral of the Central Oregon Irrigation District and that part of Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) located east of the existing railroad r/w, Section 3, T. 15 S., R. 13 E., W.M. (The award on Page 96 should be cancelled)
109	E. B. Adams	45.0	35.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ 10.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, T. 15 S., R. 13 E., W.M.
145	Central Oregon Irrigation District	175.4	(46 acres of the above amount of 175.4 acres shall be delivered through the Pilot Butte Canal, and 129.4 acres through the Central Oregon Canal of the Central Oregon Irrigation District.)

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description Land</u>
145A	Central Oregon Irrigation District (Supplemental Claim)	2314.0	(664.0 acres of the above amount of 2314.0 acres shall be delivered through the Pilot Butte Canal, and 1650.0 acres through the Central Oregon Canal of the Central Oregon Irrigation District.)
74	Central Oregon Irrigation District	19155.04	Irrigation Domestic (Equivalent acres of Central Oregon Irrigation district water right used for these designated purposes.)
		6.48	
		20.00	Manufacturing
		434.30	Municipal
		80.00	Municipal (Equivalent acres of Deschutes Reclamation & Irrigation Co. water right transferred to City of Redmond priority September 1, 1899, delivered through Pilot Butte Canal.)

19695.82 Total

(Page 34 of Original Decree)

<u>Name of Appropriator</u>	<u>Date of Relative Priority</u>	<u>Amount Cubic Feet Per Second</u>	<u>Number Acres</u>	<u>Use</u>	<u>Name of Ditch</u>	<u>Stream</u>
Central Oregon Irrigation District Redmond, Oregon	Oct. 31 1900	985	44571.78	Irrigation	North Canal, Central Oregon and Pilot Butte Canals	Deschutes River
	Dec. 2 1907	All in excess of 985 c.f.s.	8.48 7.00 20.00 <u>434.30</u>	Domestic Stock Manufacturing Municipal	(Equivalent acres of water right used for these designated purposes	
			45041.56	Total for Central Oregon Irrigation District		
	Sept. 1 1899		80.00	Municipal	(Equivalent acres of Deschutes Reclamation and Irrigation Company water right transferred to City of Redmond for Municipal use, (Delivered through Pilot Butte Canal.	
29055 P.146 Crook Co. Imp. Dist. No. 1	Oct. 31 1900	29.1	2369.0	Irrigation	(Delivered at Lone Pine Weir through Central Oregon Irr. Dist. System for Crook Co. Imp. Dist. (No. 1.	
			<u>47490.56</u>	Total Served Through Central Oregon Irrigation District.		

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description of Land</u>
145H	Central Oregon Irrigation		(DELETE: following description of land on Page 145H: 1.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 17, T. 16 S., R. 14 E., W.M.

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description of Land</u>
114	City of Redmond	Municipal	Municipal use within the corporate limits of the City of Redmond, being within Sections 9, 10, 15, and 16, T. 15 S., R. 13 E., W.M. This right for municipal use is limited to the quantity of water entitled to be used for the irrigation of 514.3 acres of land. 13.0 Irrigation 10.0 acres in the $W\frac{1}{4}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$ 3.0 acres in that part of the $NW\frac{1}{4}$ $NW\frac{1}{4}$ located east of the main lateral of the Central Oregon Irrigation District, Section 29, T. 15 S., R. 13 E., W.M.
69	Eveline Gless <i>T-5218-4 POU 0⁸ ac NE NE</i>	2.0	1.2 acres in the East 300 feet of Lot 25, Reed Highway Acres, 2nd Section, being within the $NW\frac{1}{4}$ $NE\frac{1}{4}$, Section 8, 0.8 acres in Lot 5, VanMatre's Sub-division of Lot 24, Reed Highway Acres, 2nd Section, being within the $NE\frac{1}{4}$ $NE\frac{1}{4}$, Section 8, T. 18 S., R. 12 E., W.M.
79 through 84	(Hillman Townsite)		(The names and allowances to the owners of lots and blocks in Hillman Townsite, beginning with the name of Newell Van Tassel, Page 79 of the Decree, and continuing through the name of A. Buckholtz, Page 84 of the Decree, and R. McGregor, Page 84 of the Decree, shall be in the amounts and for the lots and blocks as shown in the attached schedule.)
45	Harris Bros.	2.0 Stock	1.0 acres in the $NW\frac{1}{4}$ $SW\frac{1}{4}$, Section 5, 1.0 acres in the $NW\frac{1}{4}$ $NW\frac{1}{4}$, Section 27, T. 15 S., R. 15 E., W.M. The rights for stock use shall be limited to the quantity of water entitled to be used for the irrigation of one acres of land in each subdivision.

CROOK COUNTY IMPROVEMENT DISTRICT NO. 1

<i>29055</i>	Crook County Improvement District No.1	Octo. 31 1900 Priority	29.1 cfs. 2369.0 acres	Irrigation	(description of land or place of use as set out in the decree.)
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DESCHUTES RECLAMATION AND IRRIGATION COMPANY

<i>29055</i>	Deschutes Reclamation and Irrigation Co., Bend, Oregon	148	4,520.55	Irrigation	(see description of lands of individual landowners follow-
<i>T6692</i>			2.20	Domestic	(Equivalent acres of water
<i>Δ Pod</i>			5.00	Industrial	right used for these purposes
			4,527.75	Total	

<u>Page in Decree</u>	<u>Name of Appropriator</u>	<u>Number Acres</u>	<u>Description of Land</u>
149	A. & W. Ball	66.0	33.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ 31.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, T. 16 S., R. 12 E., W.M.

IT IS FURTHER ORDERED That the application of the Deschutes Reclamation and Irrigation Company and Ralph Cake, as the owner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, T. 17 S., R. 12 E., W. M., Deschutes County, Oregon, be and the same is hereby denied, and that there be adjudicated to the said SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, T. 17 S., R. 12 E., W.M., 18.6 acres. ←

*Vol. 16, p. 171
shows:
18.5 acres*

IT IS HEREBY ORDERED, DETERMINED AND DECREED That the foregoing amendments in the tabulation of rights to the various users of the waters of the Deschutes River and its tributaries be and the same are hereby allowed, and the final decree heretofore made and entered herein shall be corrected in accordance with this order.

DATED This 28 day of December, 1959.

SGD E. H. Howell
E. H. HOWELL, Circuit Judge

<u>NAME</u>	<u>LEGAL SUBDIVISION</u>	<u>DECREE NO. ACRES</u>	<u>LOTS</u>	<u>& BLOCKS</u>	<u>AMT PER LOT</u>	<u>TOTAL</u>
Newell Van Tassel	SW $\frac{1}{4}$ NE $\frac{1}{4}$ 16-14-13	3.74	1 to 32 incl.	101	.05	1.6
			1 to 10 incl.	102	.06	.6
			11 to 32 incl.	102	.07	1.54
						<u>3.74</u>
Harvey Drew Estate	SE $\frac{1}{4}$ NE $\frac{1}{4}$ 16-14-13	14.0	1 to 18 incl.	136	.07	1.26
			1 to 32 incl.	152	.07	2.24
			1 to 18 incl.	153	.07	1.26
			1 to 18 incl.	154	.07	1.26
			1 to 32 incl.	155	.07	2.24
			1 to 16 incl.	156	.07	1.12
			1 to 16 incl.	158	.07	1.12
			1 to 32 incl.	168	.07	2.24
			1 to 18 incl.	169	.07	1.26
					<u>14.0</u>	<u>14.0</u>
Ed Burhoop	SE $\frac{1}{4}$ NE $\frac{1}{4}$ 16-14-13	1.92	1 to 32 incl.	151	.06	1.92
		<u>1.92</u>				<u>1.92</u>
Hattie Jacobs T-4086 APOU 0 ⁰⁷ each lots 17,18,19 0 ⁰³⁵ NE $\frac{1}{2}$ 10+20, B1E 116 (T-2989)	SW $\frac{1}{4}$ NE $\frac{1}{4}$ 16-14-13	7.42	1 to 18 incl.	118	.07	1.26
			9 to 24 incl.	119	.07	1.12
			1 to 32 incl.	133	.07	2.24
			1 to 32 incl.	134	.07	2.24
			10 to 18 incl.	135	.07	.56
			1 to 16 incl.	137	.07	1.12
			1 to 16 incl.	138	.07	1.12
		<u>9.66</u>	<u>9.66</u>			
Wayne Jenkins	SE $\frac{1}{4}$ NW $\frac{1}{4}$ 16-14-13	.3	14 to 18 incl.	82	.06	.3
		<u>.3</u>				<u>.3</u>
John Duval	SW $\frac{1}{4}$ NW $\frac{1}{4}$ 16-14-13 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 16-14-13	3.32 20.6	10 to 26 incl.	44	.08	1.36
			1 to 18 incl.	45	.08	1.44
			1 to 18 incl.	46	.08	1.44
			1 to 31 incl.	47	.08	2.48
			14 to 21 incl.	61	.07	.56
			1 to 32 incl.	62	.08	2.56
			1 to 18 incl.	63	.08	1.44
			1 to 18 incl.	64	.08	1.44
			1 to 32 incl.	65	.08	2.56
			7 to 27 incl.	66	.08	1.68
			4 to 32 incl.	79	.08	2.32
			1 to 32 incl.	80	.08	2.56
			3 to 16 incl.	84	.08	1.12

03²² Ac. Trst. Sp. Av. Vol. 13, p. 562

<u>NAME</u>	<u>LEGAL SUBDIVISION</u>	<u>DECREE NO. ACRES</u>	<u>LOTS & BLOCKS</u>	<u>AMT. PER LOT</u>	<u>TOTAL</u>
John Duval (cont.)	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>23.92</u>	5 to 16 incl. 85	.06	.72
			25 to 28 incl. 85	.06	.24
					<u>23.92</u>
H. M. Nussbaum	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>3.2</u>	1 to 32 incl. 77	.05	1.6
			1 to 32 incl. 86	.05	1.6
					<u>3.2</u>
Russell Campbell	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>.96</u>	1 to 16 incl. 87	.06	.96
					<u>.96</u>
A. R. Hammer	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>.96</u>	17 to 32 incl. 87	.06	.96
					<u>.96</u>
Jim Hegardt <i>chg. use Sp. Or. V. 22, P. 397</i>	NW $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>4.62</u>	1 to 32 incl. 5	.06	1.92
			4 to 32 incl. 6	.06	1.74
			1 to 16 incl. 14	.06	.96
					<u>4.62</u>
Floyd Haughton	SW $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>4.48</u>	9 to 24 incl. 2	.08	1.28
			1 to 6 incl. 3	.08	.48
			28 to 32 incl. 3	.08	.40
			1 to 5 incl. 16	.08	.40
			9 to 24 incl. 17	.08	1.28
			9 to 16 incl. 20	.08	.64
					<u>4.48</u>
Glenn Nelson	SW $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>4.64</u>	1 to 8 incl. 2	.08	.64
			25 to 32 incl. 2	.08	.64
			1 to 8 incl. 17	.08	.64
			25 to 32 incl. 17	.08	.64
			1 to 9 incl. 18	.08	.72
			1 to 8 incl. 20	.08	.64
			27 to 32 incl. 20	.08	.48
			1 to 3 incl. 35	.08	.24
					<u>4.64</u>
Willis Eaton	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	<u>4.8</u>	1 to 32 incl. 73*	.06	1.92
			17 to 32 incl. 74	.06	.96
			1 to 32 incl. 89	.06	1.92
					<u>4.80</u>

0.24 ac. Trs. Sp. Or. V 25, P 7
 chg. pl. of use
 Lots 1, 2, 3, 4, Block 73

* chg. pl. use
 § 1028 8, 9, 24, 25

<u>NAME</u>	<u>LEGAL SUBDIVISION</u>	<u>DECREE NO. ACRES</u>	<u>LOTS & BLOCKS</u>	<u>AMT. PER LOT</u>	<u>TOTAL</u>
Marshall Eskew	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	.24 <hr/> .	1, 2, 31, 32 88	.06	.24 <hr/> .
Russell Campbell	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	.72 <hr/> .	7 to 16 incl. 25 to 26 88 88	.06 .06	.60 .12 <hr/> .72
Luella Williams	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	.48 <hr/> .	17 to 24 incl. 88	.06	.48 <hr/> .
School District No. 5	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	2.0 <hr/> 2.0	Domestic 70		2.0 <hr/> 2.0
W. O. Ralston	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	.48 <hr/> .	3 to 6 incl. 27 to 30 incl. 88 88	.06 .06	.24 .24 <hr/> .48
Central Oregon Irrigation District	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	1.47 <hr/> 1.47	¹²⁵ Ac. Trsf. Sp. Dr. Vol. 12, p. 367	.07	1.47 <hr/> 1.47
Robert Cornett	NE $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	1.6 <hr/> 1.6	29 to 32 incl. 1 to 8 incl. 25 to 32 incl. 166 174	.08 .08 .08	.32 .64 .64 <hr/> 1.6
Central Oregon Irrigation District	NE $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	5.2 <hr/> 5.2	Blks. 165, 166, 167, 173, 174, 175		
Walter Hierch	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.96 <hr/> .	17 to 32 incl. 94	.06	.96 <hr/> .
Alf Parkey	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	3.01 <hr/> 3.01	1 to 32 incl. 1 to 11 incl. 123 130	.07 .07	2.24 .77 <hr/> 3.01
E. Williams	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	4.03	1 2 to 32 incl. 1 to 8 incl. 9 to 27 incl. 29 to 32 incl. 105 105 112 112 112	.07 .06 .07 .06 .07	.07 1.86 .56 1.14 .28

<u>NAME</u>	<u>LEGAL SUBDIVISION</u>	<u>DEGREE NO. ACRES</u>	<u>LOTS &</u>	<u>BLOCKS</u>	<u>AMT. PER LOT</u>	<u>TOTAL</u>
E. Williams (cont.)	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13		1 and 32	104	.06	.12
		<u>4.03</u>				<u>4.03</u>
Isaac New	SW $\frac{1}{4}$ NE $\frac{1}{4}$ 16-14-13	2.24	13 to 20 incl.	114	.07	.56
			13 to 20 incl.	121	.07	.56
			13 to 20 incl.	132	.07	.56
			13 to 20 incl.	103	.07	.56
	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	8.96	1 to 32 incl.	131	.07	2.24
			1 to 12 incl.	114	.07	.84
			21 to 32 incl.	114	.07	.84
			1 to 12 incl.			
			21 to 32 incl.	121	.07	1.68
			1 to 12 incl.			
			21 to 32 incl.	132	.07	1.68
			1 to 12 incl.			
			21 to 32 incl.	103	.07	1.68
		<u>11.2</u>				<u>11.2</u>
E. Sherry	SW $\frac{1}{4}$ NE $\frac{1}{4}$ 16-14-13	1.5	1 to 16 incl.			
			32	97	.06	1.02
			13 to 20 incl.	96	.06	.48
	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	3.36	1 to 32 incl.	95	.06	1.92
			1 to 12 incl.	96	.06	.72
			21 to 32 incl.	96	.06	.72
		<u>4.86</u>				<u>4.86</u>
Olin Vestal	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.84	9 to 22 incl.	92	.06	.84
		<u>.84</u>				<u>.84</u>
A. R. Hammer	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.6	4 to 8 incl.	92	.06	.30
			28 to 32 incl.	93	.06	.3
		<u>.6</u>				<u>.6</u>
Herbert Rummell	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.48	6-9; 24-27 incl.	93	.06	.48
		<u>.48</u>				<u>.48</u>
Ira Drew	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.48	13 to 20 incl.	93	.06	.48
		<u>.48</u>				<u>.48</u>
			<i>Original note date 12, 18, 19, 20</i>			
Lewis Foster	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.78	25 to 29 incl.	92	.06	.3
			13 to 20 incl.	107	.06	.48
		<u>.78</u>				<u>.78</u>

<u>NAME</u>	<u>LEGAL SUBDIVISION</u>	<u>DECREE NO. ACRES</u>	<u>LOTS & BLOCKS</u>	<u>AMT. PER LOT</u>	<u>TOTAL</u>
J. E. Booth	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	4.02	1 to 32 incl. 90	.06	1.92 — 0.96 Ac. Trst. Sp. Dr. Vol. 11, p. 529
			1 to 32 incl. 108	.06	1.92
			1 to 3 incl. 92	.06	.18 — Trsf. Sp. Dr. Vol. 10, p. 427
		<u>4.02</u>			<u>4.02</u>
Hyder Bros.	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.48	9-12; 21-24 incl. 107	.06	.48
				<u>.48</u>	<u>.48</u>
Hulbert Beesley	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.96	1-8; 25-32 incl. 107	.06	.96
				<u>.96</u>	<u>.96</u>
Harriett Hobbs	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	5.12	1 to 32 incl. 125	.08	2.56
			1 to 32 incl. 128	.08	2.56
			<u>5.12</u>		<u>5.12</u>
Bert Trout	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	6.72	1 to 32 incl. 109	.07	2.24
			1 to 32 incl. 126	.07	2.24
			1 to 32 incl. 127	.07	2.24
		<u>6.72</u>			<u>6.72</u>
Roy McFadden	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	2.24	1 to 32 incl. 110	.07	2.24
				<u>2.24</u>	<u>2.24</u>
Maude Saxton	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	7.02	29 and 30 111	.07	.14
			1 to 32 incl. 124	.08	2.56
			1 to 30 incl. 129	.08	2.40
			1 to 32 incl. 142	.06	1.92
			<u>7.02</u>		<u>7.02</u>
H. E. Janes	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.56	13 to 20 incl. 111	.07	.56
				<u>.56</u>	<u>.56</u>
Terrebonne Grange	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	.48	1 to 8 incl. 106	.06	.48
				<u>.48</u>	<u>.48</u>
Central Oregon Irrigation District	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	3.1			
				<u>3.1</u>	

<u>NAME</u>	<u>LEGAL SUBDIVISION</u>	<u>DECREE NO. ACRES</u>	<u>LOTS & BLOCKS</u>	<u>AMT. PER LOT</u>	<u>TOTAL</u>
Leonard Downs	SE $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	3.42	12 to 28 incl. 177	.06	1.02
			1 to 10 incl.		
			29 to 32 incl. 178	.06	.84
			17 to 26 incl. 162	.06	.60
			17 to 32 incl. 163	.06	.96
		<u>3.42</u>			<u>3.42</u>
A. Buckholtz	SE $\frac{1}{4}$ SE $\frac{1}{4}$ 16-14-13	3.04	1 to 32 incl. 165	.06	1.92
			9 to 24 incl. 175	.07	1.12
					<u>3.04</u>
R. McGregor	NW $\frac{1}{4}$ SW $\frac{1}{4}$ 16-14-13	3.01	22 to 32 incl. 4	.07	.77
			1 to 32 incl. 15	.07	2.24
					<u>3.01</u>
	TOTAL	<u>156.8</u>			

STATE OF OREGON)
) ss.
County of Deschutes)

I, Helen M. Dacey, County Clerk and Clerk of the Circuit and County Courts in and for said County and State, do hereby certify that I have carefully compared the foregoing copy of FINAL ORDER ON PETITION FOR RE-HEARING with the original thereof as the same appears on file and of record in my office and in my custody, and the same is a full, true, and correct copy of said original and of the whole thereof:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Bend, in said County and State, this 28th day of April 19 60.

SEAL

HELEN M. DACEY

County Clerk.

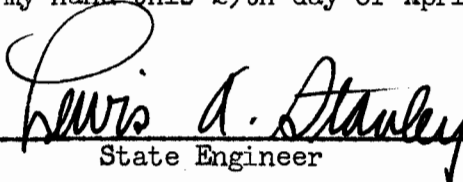
ROSEMARY PATTERSON (SGD)

Deputy.

STATE OF OREGON)
) ss.
COUNTY OF MARION)

I, Lewis A. Stanley, State Engineer of the State of Oregon, do hereby certify that the foregoing copy of Final Order on Petition for Re-Hearing In the Matter of the Determination of the Relative Rights to the Use of the Waters of the Deschutes River, a Tributary of the Columbia River is a full and correct copy of such Final Order of the Circuit Court as the same was received in this office and entered of record herein this 29th day of April 1960.

IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of April 1960.



State Engineer