

BEFORE THE STATE ENGINEER OF OREGON

Polk County

IN THE MATTER OF THE DETERMINATION)
OF THE RELATIVE RIGHTS TO THE USE OF)
THE WATERS OF RICKREALL CREEK AND ITS)
TRIBUTARIES, POLK COUNTY)

FINDINGS OF FACT
AND
ORDER OF DETERMINATION

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

FINDINGS OF FACT AND ORDER OF DETERMINATION

Rickreall Creek, a tributary to Willamette River, has its origin on the eastern slope of the Coast Range bounded on the north by Rickreall Ridge; the South Fork being within Section 12, Township 8 South, Range 8 West, W.M., and the main stem being within Section 32, Township 7 South, Range 7 West, and Section 6, Township 8 South, Range 7 West, W.M., and flows easterly to its confluence with Willamette River just South of Eola, within SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 7 South, Range 4 West, W.M.

The upper watershed of Rickreall Creek is a narrow basin, three or four miles in width west of the City of Dallas where it narrows to two miles, and widening to seven to nine miles in width five miles above its mouth, all being within Polk County.

Early reference indicate that there was a difference of opinion about the name of this stream in the early days of pioneer settlement. The name La Creole Creek appears in the suit of Dallas vs Hallock (44 Or. 246) in 1903-04, and the G.L.O. Plats use the name "La Creole River." La Creole is thought to derive from an Indian name or from the French Canadians; also it is the belief of some that Rickreall is a perversion of La Creole. The U. S. Bureau of Geographic Names has adopted the name Rickreall Creek and Rickreall is the name of the post office established June 30, 1851.

The highest elevation of the drainage basin of Rickreall Creek is Laurel Mountain, approximately 3500 feet, with the main stem draining from about 3000 feet elevation and South Fork from about 2600 feet elevation; with approximately seven square miles of the basin above 2000 feet. Rockhouse Creek heads at elevation 2000 feet; Applegate Creek at elevation 1800 feet; Canyon Creek at elevation 1700 feet; and Ellendale Creek at elevation

1600 feet. The stream falls rapidly till it reaches the valley floor above Dallas and then flattens to a fall of about 24 feet per mile until its confluence with Willamette River at approximately 120 feet mean sea level.

While Rickreall Creek is a perennial stream, its runoff is derived principally from precipitation in the form of rain, with some snow melt likely to occur any time in the winter following snowfall. The flow of this stream usually becomes quite low from the middle of July through September, depending on the summer rains.

Tributary streams to Rickreall Creek which contribute the major portion of the flow, in the order of their occurrence downstream are: Rockhouse Creek, Applegate Creek, Canyon Creek, Ellendale Creek, Mud Slough and Hayden Slough.

Rockhouse Creek rises in Sections 25 and 34, Township 7 South, Range 7 West, W.M., and flows in a southeasterly direction to its confluence with Rickreall Creek within Section 1, Township 8 South, Range 7 West, W.M., and is within the City of Dallas Reservoir.

Applegate Creek rises in Section 32, Township 7 South, Range 6 West, W.M., and flows in a southeasterly direction to its confluence with Rickreall Creek within Section 4, Township 8 South, Range 6 West, W.M.

Canyon Creek rises in Sections 21 and 28, Township 7 South, Range 6 West, W.M., and flows in a southerly direction to its confluence with Rickreall Creek within Section 4, Township 8 South, Range 6 West, W.M.

Ellendale Creek rises in several small branches within Sections 14, 22 and 26, Township 7 South, Range 6 West, W.M., and flows in a southeasterly direction to its confluence with Rickreall Creek within the SE $\frac{1}{4}$ of Section 25, Township 7 South, Range 6 West, W.M.

Mud Slough rises in Sections 4, 5 and 6, Township 7 South, Range 4 West, W.M., and flows in a southerly direction to its confluence with Rickreall Creek in SE $\frac{1}{4}$, Section 28, Township 7 South, Range 4 West, W.M. Several small tributaries of Mud Slough make it the largest drainage area of any of the streams which comprise the Rickreall Creek drainage area. The main tributaries being Baskett Slough (also, sometimes spelled Basket Slough), which flows into Mud Slough from the west, McMahan Branch, Goodwin Branch and McNary Branch which flow into Mud Slough from the north and easterly directions. All the drainage area of Mud Slough is below about 400 feet elevation.

Hayden Slough rises in many small branches in Section 1, Township 8 South, Range 5 West, W.M., and Sections 6, 7 and 16, Township 8 South, Range 4 West, W.M. It is the second largest tributary to Rickreall Creek and enters this stream approximately one-half mile above the confluence of Rickreall Creek and the Willamette River, in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, Township 7 South, Range 4 West, W.M.

- 1 -

That on the 29th day of September, 1958, there was filed in the Office of the State Engineer a petition for the determination of the water rights to the use of the waters of Rickreall Creek and its tributaries, tributary of Willamette River, signed by eight water users of said stream. Said petition for the determination of the relative rights of the various claimants to the use of the waters of said stream system being made to the State Engineer in accordance with the provisions of the Oregon Water Code, now the Oregon Water Rights Act.

That the State Engineer thereafter fixed a time for the making of the necessary surveys and examinations and the beginning of the taking of such testimony as would enable him to determine the relative rights of the various claimants to the use of the waters of Rickreall Creek and its tributaries, as provided by law.

- 2 -

That a notice was prepared by the State Engineer setting forth the date on or about which the State Engineer, or his assistants, would begin the investigation of the flow of water in Rickreall Creek and its tributaries, and the existing works for the utilization of the waters thereof, said notice was published in two issues of the Oregon Statesman, a newspaper printed and published daily at Salem, Marion County, Oregon, and of general circulation in Polk County, and in the Polk County Itemizer-Observer, a newspaper printed and published weekly at Dallas, Polk County, Oregon, and of general circulation in said county; said two issues of said newspapers being those of October 3 and 10, 1963, the date of the last publication being more than ten days prior to the date fixed for the beginning of taking of measurements and the collection of other data relating to said stream system by the State Engineer, as provided by law.

- 3 -

That the State Engineer did send by certified mail to each person, firm or corporation, owning or being in possession of lands in, or bordering on or having access to said stream or any of its tributaries, in so far as said claimants and owners and persons in possession could reasonably be ascertained, a notice similar to such published notice as described in Finding 2, and included therewith an explanatory statement and a blank form upon which the claimant or owner could prepare in writing his notice of intention to file a statement and proof of claim of his right to the use of the waters of Rickreall Creek and its tributaries, if any he had.

By notice dated September 20, 1963, the following named persons, firms or corporations were duly notified of the proceeding by certified mail, as provided by law, of the commencing of the investigations by the State Engineer, or his duly authorized assistants, and were furnished an explanatory statement and pamphlet of information and a form upon which to declare their notice of intention to file a claim to the use of the waters of said Rickreall Creek and its tributaries:

Adams, Hugh E. & Evelyn M.	4090 N. River Rd., Salem, Ore.
Alderson, William H. & Louise	Rt. 1, Box 258, Independence, Ore.
Allen, Dean W. & Edna O.	Rt. 1, W. Greenwood Rd., Rickreall, Ore.
Allen, Warren & Pearl	Rt. 1, Box 177, Rickreall, Ore.
Anderson, Allen C. & Margaret L.	1514 Ellendale Ave., Dallas, Ore.
Anderson, John T. & Dorothy	Rt. 1, Box 276, Rickreall, Ore.
Archdiocese of Portland	918 Washington St., Dallas, Ore.
c/o St. Phillips Catholic Church	
Arms, Roscoe W. & Frances G.	Rt. 1, Box 282, Rickreall, Ore.
Arnold, A. J. & Jean B.	Rt. 1, Rickreall, Ore.
Arnold, Ivan B. & Katheryn H.	Rt. 1, Box 277, Rickreall, Ore.
Ashby, W. B. & H. D., et al	895 Hansen Ave. S., Salem, Ore.
c/o John H. & G. J. Kolb	
Bacigalupi, Chester & Kathryn J.	Rt. 1, Box 297-A, Independence, Ore.
Bailey, Wayne & Martha J.	316 Academy St., Dallas, Ore.
Baker, Francis & Dorothy	Rt. 2, Box 252, Dallas, Ore.
Baker, Thomas A. & Bernice	P. O. Box 268, Rickreall, Ore.
Baker, Vernon & Esther	Rt. 1, Box 756, Dallas, Ore.
Balzer, Ferdinand David & Vivienne A.	Rt. 1, Box 768, Dallas, Ore.
Barendrecht, C. & Louise I.	Rickreall, Ore.
Barnhart, Calvin M. & Pearl	105 Jefferson St., Dallas, Ore.
Barry, Charles S. & I. L.	3410 Firwood St., Corvallis, Ore.
Bartel, Harvey C. & Charlene	Rt. 2, Box 270B, Dallas, Ore.
Bartel, Jerald L. & Bertha A.	Rt. 1, Box 263, Independence, Ore.
Beck, Lois Tipton	Rt. 1, Box 299, Independence, Ore.
Becker, Ida M.	2375 Marion St., Albany, Ore.
Bell, B. C. & A. U.	P. O. Box 35, Rickreall, Ore.
Bell, Mary S.	P. O. Box 35, Rickreall, Ore.
c/o B. C. Bell	
Bennett, Elmo A. & Bernice B.	613 Court St., Dallas, Ore.
Bennett, Lawrence & Audrey A.	119 Dimick Street, Dallas, Ore.
c/o J. H. & V. N. Stacey, et al	
Bennett, Lawrence W. & Audrey A.	Rt. 1, Box 512, Dallas, Ore.
Bessett, Peter A., et al	2705 S.E. River Rd., Portland 22, Ore.
c/o Myrtle Wood (L-Est)	
Beyers, Lyle E. & Helen	Rt. 1, Box 302-A, Independence, Ore.
Bice, Hollis G. & Frances R.	Rt. 1, Box 175, Rickreall, Ore.
Bice, Ivan D. & Lois	Rt. 1, Box 171, Rickreall, Ore.
Bier, Otto & Mary M.	Rt. 1, Box 780, Dallas, Ore.
Bisbee, C. E. & Winifred G.	Rt. 1, Independence, Ore.
Boetticher, Nancy Jane	195 E. Hilton Ave., Eugene, Ore.
Boise Cascade Realty Corp.	P. O. Box 200, Boise, Idaho
c/o C. F. Tyler	
Boise Cascade Realty Corp.	P. O. Box 200, Boise, Idaho
c/o C. F. Tyler	
Boise Cascade Realty Corp.	P. O. Box 200, Boise, Idaho
c/o C. F. Tyler	
Boise, Minnie B.	P. O. Box 386, Salem, Ore.
Boise, R. Breyman & Minnie B.	P. O. Box 386, Salem, Ore.
Bollman, J. P.	Rt. 2, Box 260-W, Dallas, Ore.
c/o Tom E. & H. M. Wilson	
Bossatti, Ector B. & Edith T.	909 Crider Lane, Dallas, Ore.
Bowden, Walter A. & Irene L.	Rt. 2, Box 312-B, Dallas, Ore.
Bowman, Clarence J. & Florence L.	Rt. 1, Box 755, Dallas, Ore.
Boydston, Victor R. & Pearl E.	P. O. Box 292, Dallas, Ore.
Boyer, Walter N.	Rt. 3, Box 158-B, Dallas, Ore.

Braman, William L. & Margaret A.
 Brandt, Arnold H. & Rachel F.
 Brandt, Isaac T.
 Brandt, Pete H. & Sara
 Braun, William C. & Mathilda H.
 Braunberger, Arnold J. & Norma
 Brill, Maxine
 Brinker, Robert E. & Dereatha G.
 Brockhaus, William F. & Kathleen C.
 Brown, Edward O. & Mary E.
 Brown, Harold L. & Violet V.
 Brown, Leona A. (Mrs.)
 Brown, Walter H. & Altha M.
 Brunk, Thomas Earl, et al
 Buczynski, Louis H. & Lydia A.
 Bunn, Ben & Viola
 Burch, M. A., et al
 Burch, Pauline
 Burelbach, Albert & Althea F.
 Burelbach, Marlin & Theone
 Burton, Winfield W. & Ruth E.

Cadle, Eva D., et al
 Calaba, Rudy F. & Lillian
 Campbell, Bert L. & Lillian L.
 Campbell, John W. & Athol J.
 Capps, Carol L. & Opal H.
 Casey, LeRoy V. & Roseva D.
 Central Paving Co.
 Chancellor, E. K. (Splane)

Chapin-Couvert
 Chapman, J. C. & Alva L.
 Charles, Wm. & Reba C.
 Chasteen, Frank & Marian T.
 Christensen, George D.
 Clarke, R. Wilson & Irene L.
 Classen, John R. & Agnes
 Cogswell, Roscoe D. & Alice C.
 Comstock, Elizabeth M.
 Converse, Grace M.
 Cook, Leland W. & Bernice
 Cooley, Bruce & Margaret
 Copp, James & Ella M.
 Cotter, Jeremiah F. & Evva H.
 Coville, John E. & Alma H.
 Coville, Merton S. & June E.
 Coville, Merton S. & June E.
 Cox, Gerold R. & Helen M.
 Crane, Hazel P.
 tpb John C. & Rena A. Richardson
 Cresswell, Myron R. & Lois C.
 Crider, Jack W. & B. J. & Robt. J. &
 Mary J. Woods
 Crispen, Leonard M. & Gertrude M.
 Crossley, Lane W. & Y. C. Charles C.
 & J. N. Jennings
 c/o L. & G. Corp. David Lamb (est.)
 Cutler, Jacque M. & Marjorie W.
 Cutler, Melvin G. & Eunice E.

Dallas, City of, City Recorder
 Dallas City Park, City Recorder
 Dalton, Wm. M. & Grace M.
 Davis, Vila
 DeArmond, Beatrice
 DeArmond, R. C. (est)
 c/o R. R. DeArmond
 DeBusk, Peter & Jeanette
 DeLapp, Floyd S. & Nina C.
 DeShon, Otto A. & Ester G.
 Dempsey, Alma O.

Rickreall, Ore.
 604 E. Hankel St., Dallas, Ore.
 614 Hankel St., Dallas, Ore.
 Rt. 1, Box 303, Rickreall, Ore.
 Rt. 1, Box 656, Dallas, Ore.
 Rt. 1, Box 168, Rickreall, Ore.
 Rt. 2, Box 257, Dallas, Ore.
 513 E. Salem Rd., Dallas, Ore.
 Rt. 2, Dallas, Ore.
 Rt. 1, Independence, Ore.
 Rt. 1, Box 295, Independence, Ore.
 Rt. 1, Box 980, Salem, Ore.
 Rt. 1, Box 287, Independence, Ore.
 Rt. 1, Box 966, Salem, Ore.
 410 E. Hankel St., Dallas, Ore.
 Rt. 3, Box 182, McMinnville, Ore.
 P. O. Box 4, Rickreall, Ore.
 1904 W. Clay St., Dallas, Ore.
 124 Miller Ave., Dallas, Ore.
 1618 W. Clay St., Dallas, Ore.
 7080 S.W. Canyon Dr., Portland 25, Ore.

Rt. 1, Box 720, Dallas, Ore.
 176 Liberty St., Salem, Ore.
 507 Kingwood Dr. N.W., West Salem, Ore.
 416 E. Salem Rd., Dallas, Ore.
 4277 Auburn Ave. N.E., Salem, Ore.
 1200 Hayter St., Dallas, Ore.
 Uglow Ave., Dallas, Ore.
 King Tower, Apt. 512-513, 901 S.W.
 King Ave., Portland 5, Ore.
 Perrydale, Ore.
 Rt. 1, Independence, Ore.
 Rt. 3, Box 313-AA, Dallas, Ore.
 5740 Independence Rd., Salem, Ore.
 1118 Ellis St., Dallas, Ore.
 Rt. 3, Box 317-A, Dallas, Ore.
 Rt. 1, Box 461, Dallas, Ore.
 Rt. 1, Box 564, Dallas, Ore.
 Rt. 1, Box 278, Independence, Ore.
 1416 Wembley Rd., San Marino, Calif.
 Rt. 1, Box 795, Dallas, Ore.
 Rt. 3, Dallas, Ore.
 Rt. 1, Box 346, Dallas, Ore.
 Miller Ave., Dallas, Ore.
 Rt. 1, Box 695, Dallas, Ore.
 815 Jefferson St., Dallas, Ore.
 815 Jefferson St., Dallas, Ore.
 5710 Dallas Rd., Salem, Ore.
 1409 Ellendale Ave., Dallas, Ore.

Rickreall, Ore.
 202 Hayter St., Dallas, Ore.
 1608 Clay St., Dallas, Ore.
 725 N. Capitol St., Salem, Ore.

Rt. 2, Box 306-G, Dallas, Ore.
 Rt. 2, Box 307-A, Dallas, Ore.

Dallas, Ore.
 Dallas, Ore.
 400 Mill St., Dallas, Ore.
 216 E. Salem Rd., Dallas, Ore.
 640 Kingwood Dr. N.W., Salem, Ore.
 Independence, Ore.
 1803 W. Clay St., Dallas, Ore.
 5665 Dallas Rd., Salem, Ore.
 Rt. 2, Box 262, Dallas, Ore.
 P. O. Box 15, Rickreall, Ore.

Dempsey, Arthur H. & P. D. c/o Jacob & F. E. Warkentin	Rt. 1, Box 337, Independence, Ore.
Dempsey, Arthur H. & Pauline D.	Rt. 1, Box 340, Independence, Ore.
Dempsey, Ralph W.	Rickreall, Ore.
Derry Warehouse Co. Inc.	Rickreall, Ore.
Desmarteau, Edward M. & Dorothy C.	1160 22nd Ave. N.E., Salem, Ore.
Detering, Fred H. & Etta M.	Rt. 1, Box 276, Independence, Ore.
Deutsch, Leo M. & Ruth M. c/o Hollis C. & D. E. Darling	Rt. 1, Box 979, Salem, Ore.
Dietrick, Helen C.	894 W. Sunset, Redlands, Calif.
Dodd, Rubert & Mary Ida c/o Leroy & Lois Hughes	108 Levens St., Dallas, Ore.
Domes, William E. & Imogene R.	Rt. 1, Box 191, Rickreall, Ore.
Douglas, Bud & Douglas, Mary S. & Guy, Clara	Rt. 2, Box 314, Dallas, Ore.
Douglas, Mary S. c/o John R. Guy, et al	Rt. 2, Box 315, Dallas, Ore.
Douglas, Mary S. c/o Clara McBee, et al	Rt. 2, Box 315, Dallas, Ore.
Eckley, Junior F. & Mildred E.	798 20 th St. N.E., Salem, Ore.
Eckstrom, Thomas F. & Betje L. c/o Frank J. & B. E. Tullis	1353 Woodacre Dr. S.E., Salem, Ore.
Ediger, Abe & Lois	Rt. 1, Box 650, Dallas, Ore.
Ediger, Wesley A. & Beverly Joan	Rt. 1, Dallas, Ore.
Edwards, Charles E. & L. J. c/o Madeline Merryman	Rt. 2, Box 312-A, Dallas, Ore.
Edwards, Glen & Louise G. c/o Gordon Dague	331 Stoneway Dr. N.W., Salem, Ore.
Eola Hop Farms, Inc.	1202 U. S. National Bank Bld., Portland 4, Ore.
Evans, Charles A. & Wilma D.	Rt. 1, Box 280, Independence, Ore.
Evans, Elwin W.	Rt. 1, Rickreall, Ore.
Evans, Jennie V.	315 E. Hankel St., Dallas, Ore.
Evenson, Neil S. & Shirley A.	210 E. Salem Rd., Dallas, Ore.
Ewert, Kenneth A. & Billie Louise	513 Uglow Ave., Dallas, Ore.
Farmer, Blanche L. c/o Robert Farmer	Rt. 1, Box 929, Salem, Ore.
Farmer, Robert M.	Rt. 1, Box 929, Salem, Ore.
Fast, Harry T. & Adeline M.	P. O. Box 130, Rickreall, Ore.
Fast, Helen	708 Ellendale Ave., Dallas, Ore.
Fast, Peter W. & Naomi	117 S. Crosby St., Tulia, Texas
Fausset, Herman C. & Alene V.	Rt. 1, Box 794, Dallas, Ore.
Fern, William H. & Martha L.	Rt. 1, Box 160, Rickreall, Ore.
Fest, Casey & Delorus c/o Rex R. & Victoria Bennett	219 E. Hankel St., Dallas, Ore.
Fischer, Abraham & Agnes E.	Rt. 1, Box 25, Dallas, Ore.
Fischer, Joe & Jewell	1403 Ellendale Ave., Dallas, Ore.
Fitts, Frank C. & Alice M.	Rt. 1, Box 917, Salem, Ore.
Fitzwater, Larry & Helen E.	615 River Rd., Dallas, Ore.
Flaming, E. A. & Helen c/o Frank & Agnes Neufeld	Rt. 3, Box 316, Dallas, Ore.
Flaming, Wayne M. & Evelyn M.	230 E. Walnut Ave., Dallas, Ore.
Flansberg, John W. & Edna G.	P. O. Box 98, Sheridan, Ore.
Fleming, Howard B. & Edna M.	Rt. 1, Box 710, Dallas, Ore.
Foster, Clinton L. Jr. & Elsie R.	913 Court St., Dallas, Ore.
Fox, Verne A. & Georgia Blanche	Rickreall, Ore.
Frantz, John M. & Daisy	P. O. Box 1773, Modesto, Calif.
Freeborn, Alvan L. & Alice M.	Rt. 1, Box 330-A, Independence, Ore.
Freeman Land & Livestock Co.	Rt. 1, Box 203, Rickreall, Ore.
Fresh, Marion & Naomi Donald H. & C. L. Searing	353 S. Whitman St., Monmouth, Ore.
Friesen, A. H. & Helen	218 Mill St., Dallas, Ore.
Friesen, Ben H. & Kathryn I.	216 Robinhood Dr., Dallas, Ore.
Friesen, Dan K. & Margaret	Rt. 1, Box 408, Dallas, Ore.
Friesen, John A. & Lizzie A.	Rt. 1, Box 55, Dallas, Ore.
Friesen, John P. & Eva	Rt. 1, Box 350, Dallas, Ore.
Friesen, Henry F. & Katherina	Rt. 1, Box 90, Dallas, Ore.
Fuller, George A. & Inez L.	1340 Third St., Yuma, Arizona
Galbraith, Hursel I. c/o William E. & I. R. Domes	Rt. 1, Box 191, Rickreall, Ore.

Gallagher, J. J. & Dorothy L.
Gallaspy, Melvin G. & Beatrice
Garrison, Blossom M., et al
c/o Curtis Conners
Garrison, Blossom M. John L. Sanderson
Gatz, Norman G. & Effie B.
Gerlinger, C. A.
Gies, C. Parker & Loeta J.
Gladow, W. E. & Rosemary S.
Glover, Lorraine H.
Gohrke, Ray W. & Juanita M.
Goins, Clyde
Graf, William A. & Irene C.
c/o Fred C. & Ruby S. Miller
Graham, Claude B. & Opal M.
Grazer, Jas. R. & Beverly J.
Grazer, Walter B. & Elsie M.
Greenwade, Herschel & Florence Elizabeth
Greenwood, John M. & Irene G.
Grimsbo, Donald E. & F. A. Hubert E. &
E. I. Grimsbo
Grubbs, Clarence E. & Emma E.
Gurdon, John N. & K. Louise
Guy, Edd
Guy, J. R.
Guy, Lester A.
Guy, Mina
c/o H. B. Hildrbrand
Guy, Mina M.
c/o Frank L. Guy
Gwinn, E. A.
Gwinn, Enos H. & Jacqueline

Haas, Abia & Eleanora
Hall, Thomas R. & M. Elizabeth
c/o Thomas R. Hall
Hamilton, Ruby A. Walker
Hammer, Stanley N.
Hammond, Lester E. & Silvia R.
Hands, Roy S. & Ethel
Hardman, Edna Mae
Hardman, Glen H. & Alice T.
Harland, Joseph H. & Arlene L.
Harnsberger, Edward A. & Gladys
Haworth, Vincent E. & Joanna
Hayes, James M. &/or Thelma E.
Heider, Bertha
c/o Erwin J. Schmidt
Heintz, C. C. & B.
c/o C. C. Heintz
Henson, Wm. R. & Bettie J.
Hewitt, Darrle D.
Hewitt, Edward A.
Hiebert, W. C. & Elma
Higashi, Arthur & Miyiki
Hildebrand, Adolph & Louise
Hildebrand, H. B. & Mary
Hildebrand, Martha
Hobbensiefken, Emil & Ellen
Hobson, Carl R. & Audrey Ann
Hodgson, Lloyd E. & Velma R.
Hoffman, Donald L. & Ruth
Hoffman, Isaac & Annie
Hogg, J. G. & R. V.
Hogg, J. G. & R. V.
c/o Herschel M. & C. P. Wait
Hood, C. D. & Beverly
Hooge, Henry & Anna K.
Hooper, Paul R. & Mae
Hoover, Melford S. & Nelda
Howard, Robert A. & Anna E.
Howard, Stephen E. & A. O.
c/o John W. & J. W. Slevkoff
Howe, Ralph P. & Bertha M.

2567 Simpson St. S.E., Salem, Ore.
115 Court St., Dallas, Ore.
P. O. Box 383, Roseburg, Ore.

Rt. 2, Box 262-S, Dallas, Ore.
706 Shelton St., Dallas, Ore.
509 Levens St., Dallas, Ore.
Rt. 1, Box 264, Independence, Ore.
1336 Heather Lane, Salem, Ore.
Rt. 3, Box 319, Dallas, Ore.
Rt. 2, Box 268, Dallas, Ore.
Rt. 1, Box 581, Dallas, Ore.
30233 4th Place S.W., Federal Way, Wash.

222 E. Walnut Ave., Dallas, Ore.
327 E. Hankel St., Dallas, Ore.
312 E. Salem Rd., Dallas, Ore.
Rt. 2, Box 266-A, Dallas, Ore.
509 River Dr., Dallas, Ore.
Rt. 1, Box 198, Rickreall, Ore.

Rt. 2, Box 269-B, Dallas, Ore.
603 River Dr., Dallas, Ore.
Rt. 2, Box 315, Dallas, Ore.
Rt. 2, Box 315, Dallas, Ore.
Rt. 2, Box 317, Dallas, Ore.
Rt. 1, Box 65, Dallas, Ore.

P. O. Box 168, Dallas, Ore.

Rt. 1, Box 301, Rickreall, Ore.
Rt. 1, Box 306, Rickreall, Ore.

619 Main St., Dallas, Ore.
6017 Buena Vista Dr., Vancouver, Wash.

P. O. Box 264, Rickreall, Ore.
1045 Crescent Cr. N.W., Salem, Ore.
1085 Country Club Pl., Corvallis, Ore.
Rt. 1, Box 628, Cottage Grove, Ore.
Rt. 1, Box 265, Independence, Ore.
Rt. 1, Box 265-A, Independence, Ore.
P. O. Box 27, Rickreall, Ore.
Rt. 1, Box 279, Independence, Ore.
Rt. 1, Box 28-B, Rickreall, Ore.
516 Lange St., Dallas, Ore.
Rt. 1, Box 581, Dallas, Ore.

Rt. 3, Box 315, Dallas, Ore.

P. O. Box 224, Dallas, Ore.
Rt. 1, Independence, Ore.
Rt. 2, Box 257, Dallas, Ore.
105 Douglas St., Dallas, Ore.
Rt. 2, Box 269-M, Dallas, Ore.
Rt. 1, Box 748, Dallas, Ore.
Rt. 1, Box 65, Dallas, Ore.
Rt. 1, Box 938, Dallas, Ore.
Rt. 1, Box 965, Salem, Ore.
1490 Corina Dr. S.E., Salem, Ore.
1608 W. Clay St., Dallas, Ore.
203 Hankel St., Dallas, Ore.
Rt. 3, Box 315-H, Dallas, Ore.
3161 Dallas Rd., Salem, Ore.
P. O. Box 55, Rickreall, Ore.

Rt. 2, Box 270, Dallas, Ore.
226 E. Walnut Ave., Dallas, Ore.
Rt. 1, Box 943, Dallas, Ore.
Rt. 1, Box 240, Independence, Ore.
P. O. Box 315, Beaver, Ore.
Rt. 1, Box 172, Rickreall, Ore.

P. O. Box 376, Dallas, Ore.

Howell, Robert F. & Ann & Ridl, Gordon & Agnes	837 Woodmansee Ct. S.E., Salem, Ore.
Hubbard, Carl & Thisba	Rt. 1, Box 293, Independence, Ore.
Hughes, L. L. & Gladys	255-D Woodale Ave. N.E., Salem, Ore.
Hunter, Delbert N. & Madeline	500 Hunter St., Dallas, Ore.
Hunter, Warren & Patricia	124 Court St., Dallas, Ore.
Huntley, Clay Gordon	1902 Clay St., Dallas, Ore.
Ingram, Lester C. & Dorothy F.	Rt. 1, Box 334, Independence, Ore.
Isaac, J. M. & Corene	Rt. 2, Box 301, Dallas, Ore.
Isaac, John & Margaret	Rt. 3, Dallas, Ore.
Jackson, Benjamin F. & Katherine I.	1315 Ellendale Ave., Dallas, Ore.
Johnson, Albert & Myrtle	311 Jasper St., Dallas, Ore.
Johnson, Clarence & Lila	P. C. Box 121, Falls City, Ore.
Johnson, E. Marvin & Merle G.	2510 Wayside Terrace N.E., Salem, Ore.
Johnson, Fred M. & Flora J.	Rt. 2, Box 273, Dallas, Ore.
Johnson, Martin W. & Caroline	Rt. 1, Box 116, Rickreall, Ore.
Jenkins, Chester J. & Daisy M.	Rt. 1, Box 315, Independence, Ore.
Karlsen, Richard & Jewell V.	1045 Cross St. S.E., Salem, Ore.
Keeton, Sam & Ruth B. Jack R. Keeton	Rt. 1, Box 293, Independence, Ore.
Keith, Harold R. & Iva G.	Rt. 1, Box 670, Dallas, Ore.
Kelty, Bertha May c/o Bertha M. Shotwell	General Delivery, Truth or Consequences, New Mexico
Kittelson, James & Jenette M.	Rt. 3, Dallas, Ore.
Klassen, P. K. & M.	Rt. 1, Box 48, Dallas, Ore.
Kliever, Kenneth R. & Alta	518 E. Henkel St., Dallas, Ore.
Kliwer, Abe & Flossie	Rt. 1, Box 757, Dallas, Ore.
Kliwer, Henry R. & Augusta L.	Rt. 1, Box 404, Dallas, Ore.
Knott, George C.	284 C St., Independence, Ore.
Knowles, Lorenzo H.	Rt. 1, Box 318, Independence, Ore.
Knutsen, Arne & Lillian M.	Rt. 1, Box 922, Salem, Ore.
Knutsen, Helen G.	685 Franklin Ave., Astoria, Ore.
Kortemeyer, Florence	Rt. 1, Box 967, Salem, Ore.
Kreft, Carl B. & Eleanor	Rt. 3, Box 310, Dallas, Ore.
Kunke, Gordon A. & Marion J.	611 River Dr., Dallas, Ore.
Kurre, George H. & Margaret E.	Rt. 3, Box 14, Dallas, Ore.
Lachmund, Margaret F.	567 S. High St., Salem, Ore.
Lalack, Andrew Jr. & Jackie	P. O. Box 81, Dallas, Ore.
Lambert, Ingvar B. & Maxine A.	Rt. 2, Box 271-Y, Dallas, Ore.
Lantz, Minnie A.	Rt. 1, Box 161, Rickreall, Ore.
Larkin, John, Claude & Lloyd	P. O. Box 14, Rickreall, Ore.
Larsen, A. A. & Mary H. c/o D. L. Tatro & Gerald R. Cox	Y Cafe, 5710 Dallas Rd., Salem, Ore.
Lauderback, Ellis & Emily	Rt. 1, Box 270, Independence, Ore.
Lawrence, I. E.	Sheridan, Ore.
Leppin, Arthur Sr.	Rt. 1, Box 240, Rickreall, Ore.
Lester, Odell & Mary O.	Rt. 3, Box 40, Dallas, Ore.
Letteken, Ernest A. & Jennie R.	Rt. 1, Box 700, Dallas, Ore.
Lewelling, Asa L. c/o Green Villa Farms	Rt. 1, Box 259, Independence, Ore.
Lewis, Claude L. & Bess E.	Rt. 3, Box 315-A, Dallas, Ore.
Lewis, Fred B. & Rosezella M.	Rt. 1, Box 279, Rickreall, Ore.
Lund, Conrad V. & Alice L.	1712 Clay St., Dallas, Ore.
Lute, Alvin A. Anna Lute	Rt. 1, Dallas, Ore.
Lyman, Ronald G. & Ann G.	3867 Helen Ave. S.E., Salem, Ore.
Madison, Chris F. & Petra E.	P. O. Box 347, Dallas, Ore.
Mardorf, Fred F. & Dolores S.	911 Levens St., Dallas, Ore.
Martens, Garnett & Mary	1105 Ellendale Ave., Dallas, Ore.
Martens, Wm. J. & Nettie	Rt. 1, Box 51, Dallas, Ore.
Martin, Forrest & Retta	Rt. 2, Box 207-G, Dallas, Ore.
Martin, Lester & Ethel	Rt. 2, Box 308, Dallas, Ore.
Marx, Emil C. & Verna V.	Rt. 1, Box 208, Rickreall, Ore.
McBee, Geo. F. c/o Al Dembowski	1114 Cherry St., Dallas, Ore.
McCaffery, Patrick J. & Albine F.	P. O. Box 277, Dallas, Ore.
McCoy, Vivian	Rt. 1, Dallas, Ore.
McCracken, Don R. & Edna L.	615 Fifth St., Independence, Ore.
McDaniel, Stella M.	Rt. 1, Box 728, Dallas, Ore.

McKee, Levi H. & Opal Faye
McManus, J. H., Lange, H. L., Jaegler,
Henry

McQueen, Ruth
c/o Mrs. Floyd Nairn

McTaggart, C. V. O. & Edna
Megquier, Lawrence W. & Mildred E.
Mennonite Brethren Conf., Board of
Trustees

Middleton, Wm. A. & Della R.
Miller, Harry & Helen
Miller, Jack M. & D. E.
Minty, Louise E.
Monson, Elsie M.
Morlan, Gerald W. & Betty
Morlan, Wilbur B. & Sibyl
Morrow, Henry I.
Mosher, Arthur E. & Elizabeth A.
Mueller, Edward E. & Nellie B.
Muir & McDonald
Muller, Theodore Casper & Virginia E.
Myers, Burton A. & Margaret M.
Myers, Glen A.
Myers, Virgil V. & Thelma

Nairn, Floyd & Ruth
Nazarenus, Lucas R. & Lydia R.
Needham, Harry F. & Helen
Nelson, Robert T. & Elene
Neufeld, Eldon S. Warren Hunter
Neufeld, Frank & Agnes H.
Neufeld, John H. & Ruth R.
Neufeld, John J. & Justina
Neufeldt, Sara
Norwood, Clifford F. & Helen A.

Olfert, Melvin J. & Erna D.
O.S.C., Ag. Research Foundation
c/o Grace I. Savery
O.S.C., Ag. Research Foundation
c/o O.S.C.
Oregon & California Railway Grant
Oregon, State of
c/o State Land Board
Ostrom, Ernest R. & Alice I.

Page, Donald H. & Margaret D.
Palmer, Nevin L. & Beatrice
c/o David Carson
Park Acres Co.
Parmenter, Russell D. & Pauline M.
Pelky, Mary E. Ruby Bethel
Pence, Floyd R. & Ethel M.
Penner, Jacob & Margaret
Pentacle Theatre, Inc., The
Perry, Laverne & Janet
Peters, Clarence H. & Darlene
Peters, David
Peters, Orlando C. & Elizabeth J.
Peters, Tina Linda
Peterson, Carrie E. L.
c/o E. W. Peterson &
c/o Emil C. & Verna V. Marx
Peterson, Edwin G. & Marie W.
Peterson, Grove A. & Jennie
Peterson, John A. & June
Peterson, Rodney Bruce
Pioneer Trust Co.
Plett, Mary
Plummer, Kenneth H. & Lila Day
Polk County Farmers Co-op
c/o Walter Steele, Mgr.

Amity, Ore.
Rt. 4, Box 95, Salem, Ore.

1718 Clay St., Dallas, Ore.

910 Levens St., Dallas, Ore.
Rt. 1, Box 311, Independence, Ore.
315 S. Lincoln St., Hillsboro, Kansas

P. O. Box 73, Rickreall, Ore.
Rt. 2, Box 261, Dallas, Ore.
3265 Crestview Dr. S., Salem, Ore.
Rt. 3, Box 308, Dallas, Ore.
Rt. 1, Box 712, Dallas, Ore.
Rt. 1, Box 45, Independence, Ore.
Rt. 2, Box 312, Dallas, Ore.
Rt. 1, Box 314, Independence, Ore.
104 Church St., Dallas, Ore.
Rt. 1, Box 287-A, Independence, Ore.
P. O. Box 136, Dallas, Ore.
Rt. 1, Box 281, Independence, Ore.
4494 Twelfth Ave. S., Salem, Ore.
Rt. 1, Rickreall, Ore.
Rt. 1, Box 291-A, Independence, Ore.

1718 Clay St., Dallas, Ore.
Rt. 1, Box 290, Dallas, Ore.
205 E. Walnut, Dallas, Ore.
P. O. Box 270, Salem, Ore.
515 Levens St., Dallas, Ore.
Rt. 3, Box 316, Dallas, Ore.
Rt. 1, Box 270, Rickreall, Ore.
1209 Ash St., Dallas, Ore.
Rt. 1, Box 25, Dallas, Ore.
Rt. 1, Box 788, Dallas, Ore.

Rt. 1, Box 410, Dallas, Ore.
Ag. Hall 127, Corvallis, Ore.

Ag. Hall 127, Corvallis, Ore.

Federal Land Office, Roseburg, Ore.
Salem, Ore.

Rt. 2, Box 270-D, Dallas, Ore.

P. O. Box 61, Dallas, Ore.
102 N. Main St., Dallas, Ore.

1680 Fairmount Ave. S., Salem, Ore.
505 River Dr., Dallas, Ore.
Rt. 1, Box 8, Dallas, Ore.
Rt. 1, Box 284, Independence, Ore.
103 N. Main St., Dallas, Ore.
3509 Liberty Rd. S.E., Salem, Ore.
904 Levens St., Dallas, Ore.
101 Jefferson St., Dallas, Ore.
Rt. 1, Box 568, Dallas, Ore.
P. O. Box 47, Dallas, Ore.
Rt. 1, Box 568, Dallas, Ore.
Rickreall, Ore.

Rt. 3, Box 231, Scio, Ore.
Rt. 1, Box 319, Independence, Ore.
Rt. 1, Independence, Ore.
Rt. 1, Box 332, Independence, Ore.
109 Commercial St. N.E., Salem, Ore.
108 Main St., Dallas, Ore.
418 Academy St., Dallas, Ore.
Rickreall, Ore.

Pope, Chester E. & Maxine E.
 Pope & Talbot, Inc.
 Primus, Daniel L. & Janet G.
 Primus, Theodore J. & Gertrude M.
 Pugh, Grace E.
 c/o Floyd S. & Olena T. Morrill
 Purvine, M. B. C. E. Wainwright
 c/o C. E. Wainwright

Quick, Dan O. & Ethel E.
 Quiring, Henry W. & Sara E.
 Quiring, Jacob A. & Elizabeth H.
 c/o Harry F. & Helen Needham
 Quiring, Leander & Frances M.
 Quiring, Levi H. & Susan L.
 Quiring, Peter J. & Helena
 Quiring, Peter John & Nettie

Ragsdale, Elbert H. & Frances G.
 Ragsdale, Florence Allen
 Ragsdale, J. & I. W.
 Rankin, F. G. & Leona R.
 Ratzlaff, H. H. & Annie
 Regehr, Frank C. & Emma M.
 Reimer, Eugene P.
 Reimer, Isaac
 Reinhard, Walter L.
 Reischke, Carlton E. & Elsie H.
 c/o Don F. & Edna I. Thornton
 Rheinholdt, Darrrel & Palma O.
 Richert, Dormer & Lois
 c/o Robert & B. Inman
 Riddell, Eldon E. & Lora
 Riggs, T. A. & J. A.
 Robinson, Roby A. & Cassie
 Rogers, Hugh G. & Flora L.
 Rogers, Joe Jr. & Evelyn
 c/o Bell M. Rogers (L-Est)
 Rogers, Joe Jr. & Evelyn
 Rogers, J. W. & B.
 Roosa, Howard A. & Lucile E.
 Rose, James
 Rosenbalm, Thomas R. & Loretta M.
 Ross, Chas. D. & Dorothy Flynn
 Ross, Charles & Joycie
 Rowland, Donald D. & Carolyn T.
 Rowland, Irene L.
 Rubel, Elmer A. & Opal B.
 Rumsey, Veva
 c/o George I. & E. M. Knaupp

Sanders, Eldon J. & Emma S.
 Sanderson, Dorothy E.
 Sanderson, James T. & Hilma
 Sanderson, James T. & H. H.
 c/o William E. & I. R. Domes
 Savage, Ben H. & Bertha L.
 Schei, Wallace A. & Ruth C.
 Schierling, Henry F. & Dora S.
 Schild, Henry & Lois F.
 c/o Lester R. & E. Armstrong
 Schmidt, Alex A. & Margaretha
 School Dist. #2
 Ray L. Klappenbach, Clerk
 Schroeder, Edwin J. & Tena B.
 Schucking, Agnes G. & B. O.
 Shearman, Robert F. & M. A.
 c/o H. & Z. M. Hamm
 Shipley, Avery L. & Mildred B.
 Simmons, Ervin H. & Nina L.
 Simpson, Ross A. & Eileen M.
 Sloper, Willard D. & Emma L.

617 Brown Rd., Dallas, Ore.
 3070 N.W. Front St., Portland 10, Ore.
 Rt. 1, Box 505, Warrington, Ore.
 919 Court St., Dallas, Ore.
 Rt. 1, Dallas, Ore.

419 Albermarle Terrace, Portland 10, Ore.

211 Robb St., Dallas, Ore.
 Rt. 1, Box 658, Dallas, Ore.
 205 E. Walnut Ave., Dallas, Ore.

Rt. 1, Box 300, Independence, Ore.
 Rt. 1, Box 526, Dallas, Ore.
 Rt. 1, Box 762, Dallas, Ore.
 Rt. 1, Box 762, Dallas, Ore.

Box 56, Rickreall, Ore.
 Rt. 1, Box 179, Rickreall, Ore.
 Box 75, Rickreall, Ore.
 2360 Fairgrounds Rd. N.E., Salem, Ore.
 111 Miller Ave., Dallas, Ore.
 Rt. 1, Box 742, Dallas, Ore.
 Rt. 1, Dallas, Ore.
 Rt. 1, Box 686, Dallas, Ore.
 219 Babette Ct., Pleasant Hill, Calif.
 Rt. 2, Dallas, Ore.

2285 Chemawa Rd., N.E., Salem, Ore.
 Rt. 2, Box 224, Dallas, Ore.

Rt. 1, Box 338, Monmouth, Ore.
 2126 N.E. 38th, Portland, Ore.
 Rt. 1, Box 291, Independence, Ore.
 Rt. 1, Box 326, Independence, Ore.
 Rt. 1, Box 327, Independence, Ore.

Rt. 1, Box 327, Independence, Ore.
 Rt. 1, Box 327, Independence, Ore.
 418 E. Hankel St., Dallas, Ore.
 315 Harney, Sheridan, Ore.
 5022 N.E. Irving, Portland, Ore.
 719 Shelton St., Dallas, Ore.
 Rt. 1, Box 724, Dallas, Ore.
 Rickreall, Ore.
 Rickreall, Ore.
 Rt. 1, Box 306, Independence, Ore.
 Rt. 1, Box 307, Independence, Ore.

Ellendale Rd., Dallas, Ore.
 5034 N.E. 49th St., Portland, Ore.
 Rt. 1, Box 950, Salem, Ore.
 Rt. 1, Box 191, Rickreall, Ore

Rt. 1, Independence, Ore.
 Rt. 1, Box 957, Salem, Ore.
 Rt. 2, Box 310, Dallas, Ore.
 Rt. 2, Box 300-S, Dallas, Ore.

Rt. 1, Box 942, Dallas, Ore.
 619 Court St., Dallas, Ore.

402 Miller Ave., Dallas, Ore.
 Box 1025, Salem, Ore.
 Rt. 2, Box 269, Dallas, Ore.

520 Lange St., Dallas, Ore.
 Rt. 1, Box 856, Salem, Ore.
 Rt. 1, Box 100, Dallas, Ore.
 Box R, Waldport, Ore.

Slyh, Frank T. & Ruth
 Smith, Jacob J. & Daniel W.
 c/o Earl W. & Marie D. Smith
 Smith, Leonard L. & Violet L.
 Smith, M. M. H. F. & L. E. Smith
 c/o M. E. & A. Morgan
 Smith, Margaretta M., et al
 c/o M. E. & A. Morgan
 Smull, Paul L. & Joan M.
 Soehren, Helen L. & Irene E.
 c/o W. L. & C. E. Soehren, (L-Est)
 Southern Pacific
 K. E. Herber, Tax Agent
 Spooner, Harold L. & Marvis L.
 Springer, Lloyd Richard H. N. & LaVerne
 Winkler
 c/o Nettie C. Springer (L-Est)
 Staats, Marjorie
 Stanley, Louis A. & Donna F.
 Starker, T. J. & Margaret O.
 Steele, R. N. & Doris
 Stegner, M. B.
 Stegner, M. B.
 c/o Ralph Stegner
 Stein, Arthur J. & June
 Stevens, Allen E. & Mary L.
 Stevenson, Ed & Veva
 Stevenson, Robert D. & Joyce E.
 Stewart, Beverly A.
 c/o Mr. & Mrs. Sjolund
 Stewart, James Ivan & Merle D.
 Stewart, Thelma J.
 Stinnette, James Bolton & Florence C.
 Stinnette, James B. & F. C.
 c/o C. H. & B. H. Stockwell
 Swindells, William Jr. & Ann J.

Tate, J. A. & I. F.
 Teichroew, Peter & Martha
 Teichrow, Cornelius & Agnes
 Terry, Howard
 Thiesies, Wm. & Leone
 Thiessen, Donald D. & Evelyn J.
 Thiessen, Jacob T. & Elizabeth
 Thompson, Olea S.
 c/o Walter & LaVernie Ness
 Thornbrugh, Carol L.

Tibbetts, Ray & Mary
 Tibbles, M. N. & M.
 c/o Marvin & Hilda Jenkins
 Tobler, Eleanor R.
 c/o Wm. B. & K. A. Jensen
 Todd, Marvin D. & Violet M.
 Tracy, J. C. (Est)
 c/o Genevieve M. Tracy, Adminx.
 Trick, Virgil E. & Wynona Alice
 Truax Jobber Sales, Inc.
 c/o Carl & Viola Inez May
 Turpin, Lela & Clifford D.

Udey, Fred J. Jr. & Gladys B.
 Ullman, Albert E. & Ruth I.
 Unger, Joseph W. & Helen M.
 Union Oil Co. of California, Tax Div.
 U.S.A., Dept. of Interior, B.L.M.

Van De Mark, Ray F. & Opal M.
 Van Lieu, Laurel C. & Ada Marie
 Villwock, Cecil L. & Marilyn M.
 Voth, A. C. & Minnie P.
 Voth, William D. & Elvera G.

Rt. 3, Box 154, Dallas, Ore.
 Rt. 1, Box 582, Dallas, Ore.
 Rt. 1, Salem, Ore.
 Rt. 1, Box 366, Dallas, Ore.
 Rt. 1, Box 366, Dallas, Ore.
 163 Senate St., N.W., Salem, Ore.
 704 Main St., Dallas, Ore.
 Room 304, Union Station, Portland 4,
 Ore.
 Rt. 1, Box 790, Salem, Ore.
 830 Saginaw St., Salem, Ore.
 Carlton, Ore.
 220 Robinhood Dr., Dallas, Ore.
 Rt. 4, Corvallis, Ore.
 Rt. 1, Box 308, Independence, Ore.
 1877 Cottage St., N., Salem, Ore.
 826 S.E. 7th, Portland, Ore.
 Rt. 3, Box 314, Dallas, Ore.
 Rt. 1, Box 196, Rickreall, Ore.
 Ellendale Rd., Dallas, Ore.
 Rt. 3, Box 313-A, Dallas, Ore.
 Rt. 3, Box 315, Dallas, Ore.
 398 Jerris Ave., Salem, Ore.
 169 W. Vine St., Lebanon, Ore.
 Rickreall, Ore.
 2456 Donner Way, Sacramento 18, Calif.
 1109 Washington St., Dallas, Ore.
 Rt. 1, Box 207, Dallas, Ore.
 218 Salem Rd., Dallas, Ore.
 Rt. 1, Box 638, Dallas, Ore.
 Rt. 2, Box 277, Dallas, Ore.
 Rt. 2, Box 278, Dallas, Ore.
 Rt. 1, Box 50, Dallas, Ore.
 Rt. 1, Box 678, Dallas, Ore.
 Rt. 2, Box 267, Dallas, Ore.
 N.W. Corner 3rd & A Sts., Lot 6,
 Block 4, Germantown Addition,
 Dallas, Ore.
 Rt. 1, Box 123, Sheridan, Ore.
 Rt. 1, Box 316, Independence, Ore.
 Rt. 1, Box 934, Salem, Ore.
 Independence, Ore.
 718 Washington St., Dallas, Ore.
 Rt. 2, Box 263-A, Dallas, Ore.
 901 Hayter St., Dallas, Ore.
 Rt. 1, Box 960, Dallas, Ore.
 201 La Creole, Dallas, Ore.
 840 Vosburg Ave. N.W., Salem, Ore.
 Rt. 1, Box 152-A, Mt. Angel, Ore.
 Box 7600, Los Angeles 54, Calif.
 710 N.E. Holliday St., Portland 12, Ore.
 Box 23, Rickreall, Ore.
 514 E. Hankel St., Dallas, Ore.
 Rt. 1, Box 159-A, Rickreall, Ore.
 Rt. 1, Box 535, Dallas, Ore.
 Rt. 1, Box 635, Dallas, Ore.

Wagoner, Bessie I.	1048 Reno Ave., Modesto, Calif.
Waite, G. K. & M. E.	695 Court St., Apt. 19, Salem, Ore.
Walker, Gordon P. & Eileen	Rt. 1, Box 250, Independence, Ore.
Wall, Frank H. & Hilda L.	1035 Mill St. S.E., Salem, Ore.
Wall, Sara	Rt. 1, Box 414, Dallas, Ore.
Wallis, Preston & Thelma	Rt. 1, Box 784, Dallas, Ore.
Walters, R. & H.	Rt. 1, Box 277, Independence, Ore.
c/o K. L. McFarland	
Waltner, Carl J. & Golda I.	703 Birch St., Dallas, Ore.
Warkentin, Harold & Martha K.	Rt. 1, Box 468, Dallas, Ore.
Warkentin, J. R. & Marie	Rt. 1, Box 840-A, Dallas, Ore.
Warkentine, John & Tina	Rt. 3, Box 317-W, Dallas, Ore.
Warren, David & Lena Sally C. Simpson	1005 Fairview Ave., Dallas, Ore.
Waters, Stanley & Lita	Rt. 1, Box 296, Independence, Ore.
Watt, Herschel M. & Clara P.	Box 55, Rickreall, Ore.
Webb, Donald T.	Rt. 1, Box 278-A, Independence, Ore.
Weekly, Kenneth M.	Rt. 1, Box 34-D, Rickreall, Ore.
Weins, J. H. & Mary D.	1307 Ellendale Ave., Dallas, Ore.
Wells, Frank J. & Winifred I.	Rt. 1, Box 169, Rickreall, Ore.
Wenger, Joseph K. & W. Arvella	Rt. 2, Box 270-C, Dallas, Ore.
Westfall, Theodore R. & Beatrice A.	817 Miller Ave., Dallas, Ore.
Whelan, James F. & Jean D.	Rt. 1, Box 949, Salem, Ore.
White, Nellie V.	Rt. 1, Box 190, Rickreall, Ore.
Wiebe, Otto & Helena	Rt. 1, Box 680, Dallas, Ore.
Wilkinson, Lyle D. & Velma	Rt. 1, Box 920, Salem, Ore.
Willamette Valley Lumber Co.	1020 Lyle St., Dallas, Ore.
Williams, Herbert F. & Eunice S.	602 E. Hankel St., Dallas, Ore.
c/o Verlin & Gunda White	
Willis, Leslie & Grace	Rt. 3, Box 304, Dallas, Ore.
Wilson, Norman W. & Phyllis G.	Rt. 2, Box 280, Dallas, Ore.
Winslow, Norman K. Emil Stevens	Rt. 1, Box 193, Rickreall, Ore.
Wise, Harry T. & Nettie M.	Rt. 1, Box 500, Dallas, Ore.
Wood, Judith	4007 State St. N.E., Salem, Ore.
Wood, Paul D. & Phyllis	506 E. Hankel St., Dallas, Ore.
Wood, W. E. & Jennie	Rt. 2, Box 271-Z, Dallas, Ore.
Woods, Arthur	P. O. Box 38, Independence, Ore.
c/o Central Paving Co.	
Woods, Arthur B. & Edris	P. O. Box 42, Dallas, Ore.
Yapp, Victor E. & Orah L.	14471 S. Edwards St., Westminster, Calif.
Yeager, Mabel B.	613 River Dr., Dallas, Ore.
Yost, Fred & Josephine	Rt. 1, Box 86, Sublimity, Ore.
Yost, Ralph A. & Floe	Rt. 2, Box 251, Dallas, Ore.
Zielesch, Louise	625 Fir Gardens, N.W., Salem, Ore.
c/o W. H. Kroger	
Zumwalt, Chester G. & Helen S.	845 Hood St., Salem, Ore.
Zumwalt, Paul & LaVerne	Rt. 1, Box 177, Dallas, Ore.

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That all of said registered notices, addressed as tabulated in the preceding finding, which addresses were secured from the records of the County Assessor and Tax Collector of the County in which the property is located, were apparently delivered to the addressee by the Post Office Department except those hereinafter tabulated, which were returned by the Post Office Department bearing a notation as to the reason for non-delivery as shown by the statement following the name:

Garrison, Blossom M., et al	Unclaimed
Graf, William A. & Irene C.	Unknown
Guedon, John N. & K. Louise	Unknown
Hodgson, Lloyd E. & Velma R.	Unknown
Jackson, Benjamin F. & Katherine I.	Unknown
Johnson, Martin W. & Caroline	Unclaimed

Kelty, Bertha May, et al	Unclaimed
Lyman, Ronald G. & Ann G.	Unclaimed
Miller, Jack M. & Delia E.	Unclaimed
Oregon & California Railway Grant	Address unknown, Insufficient address
Pence, Floyd R. & Ethel Mae	Unclaimed
Quiring, Peter J. & Helena	Unclaimed
Quiring, Peter John & Nettie	Unclaimed
Rosenbalm, Thomas R. & Loretta M.	Moved, left no address
Sanderson, Dorothy Elaine	Moved, left no address
Stegner, M. B.	Unclaimed, No such number
Wagoner, Bessie I.	Unclaimed
Wall, Frank H. & Hilda L.	Moved, not forwardable
Zumwalt, Paul & LaVerne	Unknown at this address

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That duly qualified assistants to the State Engineer did proceed to make examinations, surveys and measurements of said Rickreall Creek and its tributaries, and of ditches, canals and other works diverting water therefrom, and surveys of the lands irrigated, and gathered such other data and information as were essential to the proper determination of the relative rights of the parties interested, which observations and measurements were reduced to writing and made a matter of record in his office. And the State Engineer did cause to be prepared a set of maps or plats, showing with substantial accuracy, the location of all streams in the drainage basin, the location of each canal, ditch or other means of conveyance of appropriated water and the points of diversion thereof, and the number of acres of land being irrigated in each legal subdivision, or other character of use of water, prints of said maps or plats being on file and a part of the record herein.

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That as soon as practicable after the examinations and measurements were completed, as described in the preceding finding, the State Engineer did prepare a notice setting forth a place and time certain when he would begin the taking of statements and proofs of claim as to the relative rights of the various claimants to the use of the waters of said Rickreall Creek and its tributaries; that said notice was published in two issues each of the following named newspapers, The Capital Journal, printed and published daily at Salem, Marion County, Oregon, and Polk County Itemizer-Observer, printed and published weekly at Dallas, Polk County, Oregon.

Said issues of each newspaper being those of February 19 and 26, 1970, the date of the last publication being at least thirty days prior to the first date set for the taking of statements and proofs of claim by the State Engineer.

That the State Engineer did send by certified mail to each person, firm or corporation hereinafter tabulated who had filed a declaration of intention to file a claim to the use of the waters of Rickreall Creek and its tributaries in this proceeding, a notice similar to such published notice described in the preceding finding, setting forth the date when the State Engineer, or his authorized assistants, would receive the statements and proofs of claim to the use of the waters of said stream and its tributaries. That said notice was mailed at least thirty days prior to the date set therein for receiving of said statements and proofs of claim in each instance. And the State Engineer did include with each notice a blank form upon which the claimant or owner could prepare in writing, all the particulars necessary for the determination of his right, under oath; and a pamphlet of information for water users in connection with the preparation of their statements and proofs of claim and with the adjudication of water rights.

That the following named persons, firms or corporations were duly notified by certified mail, as provided by law, of the commencing of the taking of statements and proofs of claim of their rights to the use of the waters of said Rickreall Creek and its tributaries:

Allen, Dean W. & Edna O. Archdiocese of Portland	Route 1, Box 176, Rickreall, Oregon 918 Washington Street, Dallas, Oregon
Bailey, Wayne D. Barendrecht, C. & Louise Beck, A. J. & Lois T. Beyers, Lyle E. & Helen R. Bice, Ivan D. Bossatti, E. B. & Edith Braman, William L. & Margaret A. Braun, William C. & M. H. Braunberger, Arnold J. & Norma Burch, Edith E. & S. Aurelia	Route 2, Box 254-X, Dallas, Oregon Rickreall, Oregon Route 1, Box 299, Independence, Oregon Route 1, Box 302-A, Independence, Oregon Route 1, Box 171, Rickreall, Oregon 909 Crider Street, Dallas, Oregon Route 3, Box 169-A, Dallas, Oregon Route 1, Box 565, Dallas, Oregon 3305 Portland Road, N.E., Salem, Oregon 800 Ellendale, Dallas, Oregon
Casey, Leroy V. & Roseva D. Clarke, R. Wilson & Irene L. Cogswell, Alice C. Cook, Richard E. & Patricia L. Connor, William A. & Lilah W. Converse, Grace M. Cutler, Melvin G. & Eunice E.	338 Robinhood Drive, Dallas, Oregon Route 3, Box 317-A, Dallas, Oregon Route 1, Box 564, Dallas, Oregon Route 1, Box 159-C, Rickreall, Oregon Route 1, Box 564, Dallas, Oregon 1416 Wembley Road, San Marino, California Route 2, Box 307-A, Dallas, Oregon
Dallas, City of Darling, Theodore H. David, Harvey L. & L. L. Dempsey, Ralph W.	Dallas, Oregon 210 55 th Avenue, N.W., Salem, Oregon 523 East Academy Street, Dallas, Oregon Rickreall, Oregon
Ewert, Kenneth A. & Billie Louise	285 East Walnut Avenue, Dallas, Oregon
Fitts, Frank C. Forman, R. C. Fox, Clay Ellis	5907 Orchard Heights Road, N.W., Salem, Oregon 713 Minor, Seattle, Washington c/o June Lavern Tollman, Ex., Route 1, Box 286, Rickreall, Oregon
Fox, Georgia Blanche (Est.) June Lavern Tollman, Ex. Freeborn, Alice M.	Route 1, Box 286, Rickreall, Oregon Route 1, Box 179, Rickreall, Oregon

Fresh, Marion & Naomi, et al Friesen, D. K. & M.	500 South College Street, Monmouth, Oregon c/o G. L. & V. N. Fahrendrecht, 1595 Bonnie Way, N.W., Salem, Oregon Rickreall, Oregon
Fuller, George E.	
Gerlinger, Carl A.	c/o Eugene, E. L. & William McDonald, Route 3, Box 132, Dallas, Oregon
Gillis, Richard D. & Elsie L.	225 Robinhood Drive, Dallas, Oregon
Gohrke, Juanita M.	900 Court Street, Dallas, Oregon
Graham, Dinah M.	713 Minor, Seattle, Washington
Griffitts, Richard & Eleanor W.	Miller Avenue N., Dallas, Oregon
Grimsbo, Hubert E. & Elnora I.	617 Menlo Drive N., Salem, Oregon
Haas, Abia	619 Main Street, Dallas, Oregon
Hart, Merritt & Sophia	414 Clay Street, Dallas, Oregon
Hauck, Benjamin F.	Route 2, Box 251, Dallas, Oregon
Hewitt, Edward A. & Maxine B.	Route 2, Box 257, Dallas, Oregon
Hewitt, M. E.	c/o Fred & V. J. Woodward, 16145 Hart Street, Van Nuys, California
Higashi, Arthur & Miyuki	107 Levens Street, Apt. #8, Dallas, Oregon
Hoag, D. A.	c/o Marx Farms, Inc., Route 1, Box 208-A, Rickreall, Oregon
Howard, Anna E.	P. O. Box 315, Beaver, Oregon
Hughes, LeRoy & Lois	108 Levens Street, Dallas, Oregon
Jantzen, Oswald S. & Sarah C.	Route 1, Box 250, Dallas, Oregon
Jenkins, Daisy Mae	Route 1, Box 315, Independence, Oregon
Johnson, E. Marvin	205 Washington Street, Dallas, Oregon
Johnson, Karl M. & Jeanene R.	657 Cottage Street, N.E., Salem, Oregon
Kansier, Vern J. & Lillian Mae	605 Market Street, N.E., Salem, Oregon
Klimczak, Stanley & Maude	Route 1, Box 201, Rickreall, Oregon
Knott, George C., Est.	c/o U. S. National Bank of Oregon, P. O. Box 3168, Portland, Oregon
Koenig, Charles H. & Anna G.	395 Robinhood Drive, Dallas, Oregon
Kortlever, Marshall & Rowena	Route 3, Box 798, Salem, Oregon
Kroeger, Albert William	Rickreall, Oregon
Lachs, William	Route 2, Box 266-A, Dallas, Oregon
Marshall, Myron J.	Route 1, Box 307, Rickreall, Oregon
Martin, Kenneth E.	Route 2, Box 264, Dallas, Oregon
Martin, Lester & Ethel	Route 2, Box 308, Dallas, Oregon
Mason, Myron E. & Vereta J.	3660 Ellsworth, N.E., Salem, Oregon
Marx Farms, Inc.	Route 1, Box 208-A, Rickreall, Oregon
Marx, Julins & Louise	Route 1, Box 68, Rickreall, Oregon
Middleton, William A. & Della R.	Route 1, Box 289, Rickreall, Oregon
Miller, Harry & Helen	Route 2, Box 261, Dallas, Oregon
Minty, Louise	Route 3, Box 308, Dallas, Oregon
Minty, Louise	c/o Eugene, William & Harry McDonald, Route 3, Box 132, Dallas, Oregon
Morrow, Henry I.	729 Hawthorne, N.E., Salem, Oregon
Muir & McDonald Company	P. O. Box 136, Dallas, Oregon
Ness, Jessie Lavirn, et al	Route 2, Box 267, Dallas, Oregon
Neufeld, Merle G.	205 Washington Street, Dallas, Oregon
Oregon State Highway Division	Highway Building, Salem, Oregon
Park Acres Company	2680 Cherry Avenue, N.E., Salem, Oregon
Passentino, Sal D. & P. C.	Route 3, Box 310, Dallas, Oregon
Perry, Lavern A. & Janet E.	Route 2, Box 269-C, Dallas, Oregon
Peters, David	Route 1, Box 567, Dallas, Oregon
Peters, Tina Linda	Route 1, Box 568, Dallas, Oregon
Petit, Donald V. & A. L.	406 Academy Street, Dallas, Oregon
Rickards, Leon H. & Grace	1145 Byers Lane, Dallas, Oregon
Rosenbalm, Boyd D. & Nancy C.	Route 3, Box 315-A, Dallas, Oregon
Roth, Garfield L. & Ruth E.	Route 1, Box 314, Independence, Oregon
Rowland, Donald D. & Carolyn T.	Rickreall, Oregon
Rowland, Irene L.	Route 1, Box 180, Rickreall, Oregon

Salem General Hospital	2561 Center Street, N.E., Salem, Oregon
Schmidt, Gladwyn & Rena L.	Route 3, Box 310, Dallas, Oregon
Skopil, Otto R. J. & J. R.	545 Lower Ben Lomand Drive, S.E., Salem, Oregon
Smith, Barbara L., Ex.	Route 3, Box 314, Dallas, Oregon
Smull, Paul L. & Joan M.	163 Senate Street, N.W., Salem, Oregon
Stevenson, Robert D. & J. E.	Route 3, Box 313-A, Dallas, Oregon
Trick, Virgil E. & Wynona Alice	Route 2, Box 263-A, Dallas, Oregon
Trompke, Barbara K.	c/o Merle G. Neufeld, 205 Washington Street, Dallas, Oregon
Ullman, Albert E. & Ruth I.	840 Vosburg Avenue, N.W., Salem, Oregon
Valley Concrete & Gravel Co., Inc.	P. O. Box 38, Independence, Oregon
Wells, Frank J. & Winifred I.	c/o R. A. & V. T. Woods, Route 1, Box 249, Independence, Oregon
Wenger, Joseph K. & W. Arvella	Route 2, Box 270-C, Dallas, Oregon
Westfall, Theodore R. & Beatrice A.	817 Miller Avenue, Dallas, Oregon
Wiles, S. D.	c/o Justin & Joan Osterloh, Route 1, Box 268, Rickreall, Oregon
Williams, B. W. & G. L.	545 Lower Ben Lomand Drive, S.E., Salem, Oregon
Wilson, Thomas E. & Harriet M.	Route 2, Box 260-W, Dallas, Oregon

That all of said notices sent by certified mail to the above-listed persons, firms or corporations at said addresses, appear to have been delivered by the Post Office Department to the addressee, except those addressed to the following named persons, which were returned to the office of the State Engineer for the reason as stated following the name:

Ewert, Kenneth A. & Billie Louise	Unclaimed
Fuller, George E.	Box closed, no forwarding address
Marshall, Myron J.	Addressee Unknown

That the foregoing list of names was checked with the telephone directory and a second attempt was made to give notice by certified mail, to the following named person:

Addressed to:

Marshall, Myron J.	Route 2, Box 270, Dallas, Oregon
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Originally addressed to:

Marshall, Myron J.	Route 1, Box 307, Rickreall, Oregon
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And being advised by Anna E. Howard of a change of ownership, notices were sent by certified mail to:

Addressed to:

Buller, Johnnie G., John H. & Nettie	Route 1, Box 87, Dallas, Oregon
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Stout, W. T. & Sarah	Route 1, Rickreall, Oregon
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Originally addressed to:

Howard, Anna E.	P. O. Box 315, Beaver, Oregon
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That the times and places where the State Engineer, or his duly authorized assistants, did appear and receive the statements and proofs of claim of the various parties, were fixed in said notice as follows:

On Monday, March 30, and Tuesday, March 31, 1970, in Conference Room No. 107, of Polk County Courthouse Annex, Dallas, Oregon.

And for a period of ten days, beginning with Wednesday, April 1, and ending with Tuesday, April 14, 1970, at the office of the State Engineer in the Public Service Building, Salem, Oregon; except Saturdays, Sundays and legal holidays.

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That in response to said notice to file statements and proofs of claim, the following named persons, firms or corporations did submit to the State Engineer statements of their claims:

Dallas, City of	P. O. Box 67, Dallas, Oregon
Fox, Clay	1538 S. E. 122nd Avenue, Portland, Oregon
Freeborn, Alice M.	Route 1, Box 179, Rickreall, Oregon
George, Arthur W. & George, Charlotte A. & Ness, Jessie L.	Route 2, Box 267, Dallas, Oregon
Holgate, Norm G.	Route 2, Box 268, Dallas, Oregon
Klimczak, Stanley S.	Route 1, Box 201, Rickreall, Oregon
Knower, Mrs. W. E.	585 Winter Street, N.E., Salem, Oregon
Kroeger, Albert W.	Route 1, Box 178, Rickreall, Oregon
Martin, Kenneth E.	Route 2, Box 264, Dallas, Oregon
Muir & McDonald Company	100 Levens Street, Dallas, Oregon
Peters, David	Route 1, Box 567, Dallas, Oregon
Peters, Tina L.	Route 1, Box 568, Dallas, Oregon
Perry, LaVerne A. & Janet E.	Route 2, Box 269-C, Dallas, Oregon
Rowland, Irene L.	Route 1, Box 180, Rickreall, Oregon
Tallman, June L.	Route 1, Box 286, Rickreall, Oregon
Ullman, Albert E.	840 Vosburg Avenue, N.W., Salem, Oregon

That all of said claimants submitted statements and proofs of claim which were in ample form and were accompanied by the statutory fees and were filed with the State Engineer.

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That all persons, firms or corporations to whom notices were sent by certified mail, as tabulated under Findings 4 and 9, above, who have failed, neglected or refused to appear herein and submit proof of a claim or right to the use of the waters of Rickreall Creek and its tributaries, initiated prior to the adoption of the Oregon Water Code on February 24, 1909, now the Oregon Water Rights Act, if any they have or claim, are in default; such default is here and now entered against them, and each of them, and such parties are hereby enjoined and inhibited from using or asserting any rights to the use of said Rickreall Creek or any tributary thereof, included in this proceeding, except by, through or under the rights of persons whose water rights are defined herein, or under and by virtue of permits issued by the State Engineer, as provided by law.

That after the completion of the taking of such statements and proofs of claim, the State Engineer did, on the 4th day of May, 1970, give notice by certified mail to each of the various claimants to the use of the waters of Rickreall Creek and its tributaries, as provided by law, that at the times and places named in said notice, to wit:

On Monday, May 18, 1970, in Conference Room No. 107, of Polk County Courthouse Annex, Dallas, Oregon.

And for a period of nine days, beginning with Tuesday, May 19, 1970, and ending with Friday, May 29, 1970, (Saturdays, Sundays and holidays excepted) at the office of the State Engineer, 516 Public Service Building, Salem, Oregon.

the statements and proofs of claim theretofore filed would be open to public inspection between the hours of 8:00 a.m. to 12:00 M and from 1:00 p.m. to 5:00 p.m. on each of said days. That said notice did state therein the county in which the determination of the State Engineer would be heard by the Circuit Court of the State of Oregon, to wit: the County of Polk.

That the State Engineer did, in accordance with said notice as described in the preceding Finding No. 13, keep said statements and proofs of claim open to public inspection at said times and places.

That the time set by law for filing of statements of contest, within fifteen days after the expiration of the period for public inspection, would expire on June 15, 1970, and it appearing that no additional time was requested for filing such statement of contests, and no contests were initiated by the filing with the State Engineer, the statements and proofs of claim are more particularly set out in the following paragraphs.

The City of Dallas submitted Proof No. 1 claiming a right to the use of 0.77 cubic foot per second of the waters of Canyon Creek, tributary of Rickreall Creek, for city water supply (municipal) diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, Township 7 South, Range 6 West, W.M., for use within the corporate limits of the City of Dallas, with a date of priority of March 23, 1903.

An intake box was built on Canyon Creek and a seven inch pipeline extended down Canyon Creek to Rickreall Creek and thence down Rickreall Creek to a reservoir. Service to the City of Dallas was commenced in 1904. The seven inch pipeline was replaced with a ten inch pipeline in 1913 or 1914.

The suits of Dallas v. Hallock (1904) 44 Or. 246 and Dallas v. Boise (1904) 44 Or. 302 were for condemning rights-of-way for conducting water from Canyon Creek and 500,000

gallons of water per day. Flowing continuously, 0.77 cubic foot per second will produce approximately 500,000 gallons per day.

The City of Dallas also submitted Proof No. 2 claiming a right for the use of 0.50 cubic foot per second of the waters of Rickreall Creek with a date of priority of 1909, said water was pumped by a Hercules type pump, gas powered, with a four inch suction and four inch discharge, directly into said seven inch pipeline at the crossing of Rickreall Creek, near the present pumping station, in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 7 South, Range 6 West, W.M.

Based on the above information it appears the City of Dallas should be awarded a right for the use of not to exceed 0.77 cubic foot per second of the waters of Canyon Creek, tributary of Rickreall Creek, to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, Township 7 South, Range 6 West, W.M., with a date of priority of March 23, 1903, as claimed under Proof No. 1. Also, a right for the use of not to exceed 0.50 cubic foot per second of the waters of Rickreall Creek with a date of priority of 1909, to be pumped into said pipeline within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 7 South, Range 6 West, W.M., said rights being more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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Clay Fox submitted Proof No. 3 claiming a right to the use of the waters of Baskett Slough, tributary of Mud Slough, for the watering of nine head of cattle, pump and stock trough located in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19, Township 7 South, Range 4 West, W.M., and the watering of stock directly from Baskett Slough in SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 19, with a date of priority of about 1850.

Cattle were first allowed to drink from the stream, later water was drawn from the stream and placed in troughs; pump and electric motor are presently used.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second for stock use with a date of priority of 1850. Paragraph 34 of these Findings relates to stock use when no artificial diversion is made. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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Arthur W. George, Jessie L. Ness and Charlotte A. George, partners, submitted Proof No. 5 claiming a right for the use of the waters of a spring located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 26, Township 7 South, Range 6 West, W.M., with a date of priority of 1905, for domestic, including irrigation of not to exceed 0.5 acre of lawn and garden, and watering of forty-five head of stock. A storage tank was constructed near the spring and a two inch pipe was

installed to the buildings, with stock tanks located within SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$, and domestic use in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Township 7 South, Range 6 West, W.M.

The irrigation of 0.2 acres of lawn and garden was found at the time of the State Engineer's survey and investigation.

It appears this right should be limited to a rate of diversion of not to exceed 0.01 cubic foot per second for domestic, including not to exceed 0.2 acre of irrigated lawn and garden, and 0.005 cubic foot per second of the waters of a spring for stock use, with a date of priority of 1905, said rights being more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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Norm G. Holgate, as contract purchaser, submitted Proof No. 6 claiming a right to the use of the waters of Rickreall Creek with a date of priority of December 15, 1908, for irrigation of 1.0 acre of lawn and shrubs within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 7 South, Range 6 West, W.M. The claim did not contain any description of the pump claimed to have been used to water the lawn and garden under the date of priority of December 15, 1908, nor any data relative thereto. The present diversion is by a Myers Ejecto pump direct drive by a one-half horsepower electric motor, with one and one-fourth inch suction and three-fourths inch discharge; suction lift is twenty-two feet and the discharge eight feet. The State Engineer classified 0.4 acre as being irrigated.

Field investigations did not disclose any old ditch or diversion works whereby the waters of Rickreall Creek could be placed upon this land and the State Engineer requested additional information and/or evidence in support of this claim to the use of said waters with the date of priority of December 15, 1908, and received notarized statements from Betty L. Holgate and Forrest Martin. Mr. Martin stated that to his knowledge water was piped and flumed from Ellendale Creek, a tributary of Rickreall Creek, as early as 1903. Both affidavits stated that in the early 1940's electricity was available in this area and since that time water was pumped directly from Rickreall Creek to irrigate this land.

On September 29, 1970, Mr. Holgate was advised that the prior use of the waters of Ellendale Creek could not be accepted to substantiate the claim to the use of the waters of Rickreall Creek prior to February 24, 1909, and was permitted additional time to submit evidence in support of said claim.

No additional evidence or testimony was submitted and by letter dated October 15, 1970, Mr. and Mrs. Holgate were advised that the evidence did not support their claim and that they should make application for a permit for the use of the waters of Rickreall Creek. Therefore, this asserted claim by Proof No. 6 is denied.

Stanley S. Klimczak submitted Proof No. 7 claiming the right to the use of 16 gallons per minute of the waters of unnamed springs, tributaries of McMahan Branch, for domestic use and irrigation of lawn and garden; springs located within NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4, and place of use in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3, Township 7 South, Range 4 West, W.M., with a date of priority of July 1908. An affidavit was submitted by E. Lynn Harris, former owner, that the house was built in 1908, a concrete and brick reservoir was constructed to collect said spring waters and a gravity pipeline was installed and these waters used in the house and for irrigating lawn and kitchen garden. The flow of said springs was measured at 0.022 cubic foot per second by field engineers on July 17, 1970, being approximately 9.9 gallons per minute.

The State Engineer has classified 0.25 acre of lawn as irrigated.

It appears this right should be limited to a rate of diversion of not to exceed 0.01 cubic foot per second of the waters of unnamed springs for domestic use, including irrigation of not to exceed 0.25 acre of lawn, with a date of priority of July 1908, said right being more particularly set out and described in the tabulation of water rights under Finding 42 herein.

Mrs. W. E. Knower submitted Proof No. 8 claiming a right to the use of the waters of Nelson Spring, tributary of Goodwin Branch, with a date of priority of May 12, 1906, for 750 cubic feet per month for domestic use and 2,500 cubic feet per month for irrigation of garden and lawn and watering of an average of thirty-five sheep, two horses, up to fifteen cattle and maybe thirty-five hogs. The diversion from Nelson Spring is within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 11, Township 7 South, Range 4 West, W.M., by a one inch pipeline to a 1,400 gallon concrete holding tank from which a shallow well pump furnishes pressure to the buildings for domestic and irrigation and for stock use all within SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, Township 7 South, Range 4 West, W.M.

Permit No. 13707, Certificate No. 13523, issued in the name of J. W. and Susan E. Delap, evidences the right for the use of not to exceed 0.02 cubic foot per second of the waters of Nelson Spring for stock use, domestic, including irrigation of not to exceed 0.5 acre of domestic garden, with a date of priority of May 13, 1939. This claimed right appears to be identical with that under Permit No. 13707.

As additional evidence, Mrs. Knower submitted a signed and notarized document from James B. and Clara Smith, dated May 22, 1912, granting permission to lay and install a one inch pipe to convey said spring waters across said Smith lands to the Delap property.

The State Engineer has classified 0.2 acre of lawn as irrigated.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.01 cubic foot per second for domestic use, including the irrigation of not to exceed 0.2 acre of lawn, and not to exceed 0.005 cubic foot per second for watering of livestock, with a date of priority of May 12, 1906. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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Albert W. Kroeger submitted Proof No. 9 claiming a right to the use of the waters of McNary Branch for domestic, irrigation of 1.5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, and 0.5 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, watering of one hundred thirty head of stock in NW $\frac{1}{4}$, Section 22, and stock watering in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, Township 7 South, Range 4 West, W.M., with a claimed date of priority of "Homestead 1859." Diversion is from a hand-dug filtering well adjacent to the stream within NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, and was originally pumped by a one-half inch air pump with a one and one-fourth inch line for domestic, stock and irrigation; now has a 25 gallon per minute Berkeley centrifugal pump and electric motor.

The State Engineer's investigation located the house and stock trough in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, and classified as irrigated 0.3 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 0.4 acre in NW $\frac{1}{4}$ NW $\frac{1}{4}$, and 1.3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, Township 7 South, Range 4 West, W.M. The claimant has accepted the map prepared by the State Engineer as correct.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.035 cubic foot per second, being 0.005 cubic foot per second for domestic, 0.005 cubic foot per second for stock trough and 0.025 cubic foot per second for irrigation; also stock watering directly from stream in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, all in Township 7 South, Range 4 West, W.M., with a date of priority of 1859. Paragraph 34 of these Findings relates to stock use when no artificial diversion is made. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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Kenneth E. Martin submitted Proof No. 10 claiming a right to the use of the waters of a spring located within Rickreall Creek Watershed, for domestic, irrigation of 1.0 acre and watering of eighty head of sheep, all within NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35, Township 7 South, Range 6 West, W.M., with a claimed date of priority of 1904. The flow from the spring was originally utilized by means of an open ditch and gravity flow until 1907, when a pipeline was installed. A tank and Jacuzzi electric pump has been used since 1946, to furnish pressure to the house, stock tank and for irrigation.

The map prepared by the State Engineer, which has been accepted as correct by the claimant, classified 0.4 acre of lawn and garden as irrigated.

Permit No. 23562, Certificate No. 26043, issued in the name of Forrest Martin, evidences the right for the use of not to exceed 0.01 cubic foot per second of the waters of a spring for domestic and stock use with a date of priority of July 11, 1955, which appears to be identical with this claimed right.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.015 cubic foot per second, being 0.005 cubic foot per second for domestic use, 0.005 cubic foot per second for irrigation of not to exceed 0.4 acre of lawn and garden and 0.005 cubic foot per second for stock, with a date of priority of 1904, said right being more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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Muir & McDonald Company, by Eldon E. Bevens, President and Manager, submitted Proof No. 11 claiming a right to the use of 0.25 cubic foot per second of the waters of Rickreall Creek for industrial purposes, being a tannery process, for washing, boilers and other normal tannery uses, claiming a date of priority of 1863. He submitted two signed and sworn affidavits pertaining to known use by the company; also submitted a sketch of the location of various vats, tanks, etc., with dimensions of each.

There are forty-five vats and/or tanks used in the various processes of tanning hides with a total capacity of 13,250 cubic feet. The tanks are emptied and/or refilled at frequencies of daily, four times a week, once every two weeks and one tank of 1,300 cubic feet of capacity is changed once every three months.

The three pumps, all within the tannery building in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, Township 7 South, Range 5 West, W.M., have a rated capacity of approximately 0.18 cubic foot per second, with all in simultaneous operation, however, the boiler pump diverts water from a storage tank; other pumps divert from stream. The three inch centrifugal pump, rated at 0.11 cubic foot per second capacity, is claimed to be operated for about five hours during each eight hour day, the other pumps as required.

It appears that this claimed right should be limited to a rate of diversion of not to exceed 0.18 cubic foot per second during their normal operation period of the day for tannery purposes with a date of priority of 1863. Claimant's right being more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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LaVerne A. and Janet E. Perry, as contract purchasers, submitted Proof No. 14 claiming a right to the use of the waters of Ellendale Creek, tributary of Rickreall Creek, for irrigation of 5 acres and watering of five head of stock with a claimed date of priority of January 1, 1909, to be used within SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 7 South, Range 6 West,

W.M., said waters to be diverted within SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 25, and conveyed to the place of use through a four inch pipeline and thence into a small pond.

The map prepared by the State Engineer, which has been accepted as correct by the claimants, classified 3.1 acres as irrigated.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.044 cubic foot per second, being 0.005 cubic foot per second for stock and 0.039 cubic foot per second for irrigation, with a date of priority of January 1, 1909, said rights being more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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June L. Tallman submitted Proof No. 16 claiming a right to the use of the waters of Baskett Slough, tributary of Rickreall Creek, for watering of an average of nine head of cattle with a claimed date of priority of about 1850. The cattle were allowed to drink directly from the stream, later water was drawn from the stream and placed in troughs; a pump is presently being used. Stock are also watered directly from the stream within NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19, Township 7 South, Range 4 West, W.M.

The State Engineer's investigation located a pump with a pipeline to a stock trough all in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19, Township 7 South, Range 4 West, W.M.

It appears that this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second for stock watering facilities within NW $\frac{1}{4}$ SE $\frac{1}{4}$; and for stock watering directly from the stream within NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19, Township 7 South, Range 4 West, W.M., with a date of priority of about 1850. Paragraph 34 of these Findings relates to stock use when no artificial diversion is made. Claimant's right for stock watering is more particularly set out and described in the tabulation of water rights under Finding 42 herein.

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Albert E. Ullman submitted Proof No. 17 claiming a right to the use of the waters of Rickreall Creek for domestic use of one family, place of use and diversion within SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, Township 7 South, Range 6 West, W.M., with a claimed date of 1900, and states continuous use since this date.

Present water system was installed in 1939, being a Montgomery Ward piston type pump and one horse electric motor, rated at two and one-half gallons per minute.

Mr. Ullman submitted six signed statements stating knowledge of the use of this water for campground uses ranging in time from 1905 to 1935, said water being diverted by

dipping directly from the stream. On September 21, 1970, the State Engineer received from Mr. Ullman five signed and notarized statements in regard to dipping water by a bucket from Rickreall Creek while vacationing on the property known as Siddons Camp Ground, located approximately in the vicinity of the present Ullman residence, during the years 1905 to 1938.

Permit No. 7920, Certificate No. 9484, in the name of Mary A. Siddons, evidences the right for the use of not to exceed 0.6 cubic foot per second of the waters of two springs, tributaries of Rickreall Creek, for domestic supply and campground use, with a date of priority of May 7, 1927, said springs located in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, Township 7 South, Range 6 West, W.M. The application map locates the house within a different one-quarter section as that now claimed by Mr. Ullman, however, the campground as noted seems to be a part of the Ullman property.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second for domestic use of one family within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, Township 7 South, Range 6 West, W.M., with a date of priority of 1900, said right being more particularly described and set out in the tabulation of water rights under Finding 42 herein.

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The following claimants submitted proofs for the use of the waters of Rickreall Creek Drainage for stock watering directly from specified streams with no direct diversions being made for such use:

<u>PROOF NO.</u>	<u>NAME OF CLAIMANT</u>	<u>SOURCE</u>	<u>PRIORITY</u>	<u>NUMBER OF STOCK</u>
4	Alice M. Freeborn	McNary Branch	1900	40 head cattle 150 head sheep
12	David Peters	Unnamed stream, trib. Baskett Slough	1905	20 head of stock
13	Tina L. Peters	Unnamed creek, trib. Baskett Slough	1906	5 head cattle
15	Irene L. Rowland	Mud Slough and tributaries, and Goodwin Branch	1880	200 head of stock

It appears the above-named claimants should be allowed a right for stock watering directly from the above-stated streams with dates of priority as claimed. Paragraph 34 of these Findings relates to stock use when no artificial diversion is made.

Claimant's rights for stock watering, as allowed herein, are more particularly set out and described in the tabulation of water rights under Finding 42 herein.

DUTY OF WATER, HEAD OF WATER, FOR IRRIGATION USE

Taking into consideration all of the various elements and conditions having a bearing on the quantity of water essential for the irrigation of crops within Rickreall Creek and its tributaries, the duty of water, except where particularly defined in specific findings herein, hereby is fixed at not to exceed 2.5 acre feet per acre during any one irrigation season.

The rate of flow or head of water to be diverted, where not specifically stated in specific findings herein, or definitely fixed in a permit or certificate of water right, hereby is fixed at not to exceed $\frac{1}{80}$ of one cubic foot per second for each acre irrigated.

It is further provided that the quantity of water which a claimant whose right has been determined herein shall be entitled to divert at any time shall be determined on the basis of the acreage actually prepared for irrigation and to which water may be beneficially applied in the production of crops.

DUTY OF WATER FOR RIGHTS EVIDENCED BY PERMITS AND CERTIFICATES

Claimants who have asserted rights to the use of the waters of Rickreall Creek and its tributaries, based upon a certificate of water right issued by the State Engineer, recognized herein, or upon a permit issued by the State Engineer, which right has not yet been perfected, are limited to the quantity of water and rate of diversion set out in such certificate or permit. Provided, that the quantity of water for irrigation use, unless otherwise provided in the certificate of water right or permit, is limited to 2.5 acre feet per acre for each acre or fraction thereof, irrigated during any one irrigation season.

RIGHTS UNDER PERMITS ISSUED BY THE STATE ENGINEER

Subject to the terms and conditions and modifications herein, each and every appropriator of the waters of Rickreall Creek and its tributaries, who has initiated a right to the use of said waters by filing an application with the State Engineer for a permit, where the right has not been confirmed by the issuance of a certificate of water right, or where in the specific findings herein no reference is made to a certificate of water right, whether a claim was filed in this proceeding or not, shall have such rights thereunder as provided by law, and such rights shall be perfected in the manner provided by law for the completion thereof.

DOMESTIC USE

Where a claimant in this proceeding asserted a right for domestic purpose and the same was allowed herein, it is to be understood that the claimant has a right to the use of water for household purposes and water for such animals as are required for the proper sustenance of the family.

If specifically listed, domestic use shall include the irrigation of a lawn and domestic garden.

STOCK USE BY DIVERSION

Where a claimant in this proceeding asserted a right to the use of water for stock purposes by diversion and it was allowed herein, it is to be understood that the claimant has a right to the use of the water for such animals as are essential to the proper sustenance of the family and also water for stock when the claimant is engaged in the raising of livestock or when the claimant takes in livestock for pasturage and is limited to the use of such quantity of water as is necessary for the number of stock claimed; provided that where the claimant was allowed a right herein for irrigation use through the same ditch, pipeline or other means of conveyance, no additional water shall be diverted for stock use while water is being diverted for irrigation purposes.

STOCK USE WHERE NO ARTIFICIAL DIVERSION IS MADE

A number of claimants in this proceeding have asserted rights by appropriation to the use of water for stock purposes where no artificial diversion of the water is made, the stock drinking directly from the stream as it flows through claimant's lands, or from springs which arise on claimant's lands. In these claims, a definite date of priority is asserted and the number of head of stock declared.

All claimants who have filed herein statements and proofs of claim wherein a right was asserted to the use of water from springs or streams for stock purposes by the stock drinking directly therefrom on lands owned by claimants, and which rights have been allowed herein, hereby are allowed, subject to the provisions herein, sufficient water from the springs or flowing in the streams from which the respective rights are claimed, for a reasonable number of stock, not exceeding the number of stock as asserted by claimant in connection with his statement and proof of claim. Provided, that at all times there shall remain flowing from said springs and in said streams such a reasonable quantity of water and in such a manner and amount that the streams shall not become stagnant.

DOMESTIC AND STOCK USE

Where a claimant asserted a right to the use of water for both domestic and stock purposes, and it was allowed herein, it is to be understood that domestic use includes only water for household uses.

DOMESTIC USE, DOMESTIC AND STOCK USE, STOCK USE

The right to divert and use the waters of Rickreall Creek and its tributaries, as allowed herein, for domestic use, domestic and stock use, or stock use shall continue throughout the year.

HEAD-GATES AND MEASURING DEVICES

The owner or owners of any ditch, pump, pipeline or other means of diversion and conveyance, whether the rights are determined in this proceeding or subsequently initiated and perfected, shall maintain to the satisfaction of the watermaster a substantial head-gate at the point of diversion, which shall be constructed so that it can be set and locked or closed and locked by the watermaster. And when in the distribution of water by the watermaster, he may require the installation of suitable head-gates or measuring devices, such owner or owners shall construct and maintain such suitable head-gates or measuring devices as may be necessary to assist the watermaster to determine the quantity of water that is to be diverted into said ditch, pipeline or other means of conveyance, from the spring, stream or other source of supply.

If the owner or owners shall refuse or neglect to install such head-gates or measuring devices after ten days written notice, the watermaster may close and post such ditch, pump, pipeline or other means of conveyance and the same shall not be opened or any water diverted from the source of supply under the penalties prescribed by law for the illegal opening of head-gates lawfully closed, until the requirements of the watermaster as to such head-gates or measuring devices have been complied with.

IRRIGATION SEASON

The irrigation season for Rickreall Creek and its tributaries hereby is fixed as commencing on April 1 and ending September 30 of each year.

PLACE OF MEASUREMENT

The place of measurement of the water to which any appropriator of the waters of Rickreall Creek and its tributaries is entitled, whether such appropriation was determined in this proceeding, or was initiated by the filing of an application with the State Engineer, hereby is fixed to be at the point of diversion from the stream or source of supply.

RIGHTS APPURTENANT TO LAND

The rights to the use of the waters of Rickreall Creek and its tributaries for irrigation purposes, as herein confirmed, are appurtenant to the lands herein described in connection with such rights, and are limited and confined to the irrigation of the lands described herein, and the priorities of rights confirmed confer no right to the use of the waters of said stream and its tributaries on any lands than those specified tracts to which such rights are herein set forth as appurtenant, and each and every person, association or corporation, or their respective successors in interest, shall be and hereby are prohibited, restrained and enjoined from diverting and using water from said stream or any of its tributaries on any other lands without lawful permit thereto first obtained from the State Engineer.

The rights to the use of water for other useful and beneficial purposes as herein confirmed are appurtenant to the lands and place of use as herein described and the priorities and rights herein confirmed confer no rights to the use of the waters of said Rickreall Creek or any of its tributaries on any lands other than those specified tracts to which such rights are set forth herein as appurtenant, and each and every person, association or corporation, or their respective successors in interest, shall be and hereby are prohibited, restrained and enjoined from diverting and using water from said stream or any of its tributaries on any other lands without lawful permit therefor first obtained from the State Engineer.

DIVERSIONS GOVERNED BY PRIORITIES AND BENEFICIAL USE

Except as otherwise determined herein, the order of rights of the respective appropriators of the waters of Rickreall Creek and its tributaries, and the order in which they are entitled to divert and use said water shall be and is according to the date of relative priority of the rights as determined and set forth herein, and the first in order of time according to the date of relative priority shall be and hereby is first in order of right, and so on, down to the latest priority, and those having prior rights are entitled

to divert and use the waters of said stream and its tributaries, when necessary for the irrigation of their respective lands, or other useful and beneficial purposes for which they were allowed a right of use, and in accordance with such right at all times against those having rights of subsequent priority, without let or hindrance, and whenever the water is not required for beneficial use by the appropriator having such prior right to its use for the purpose for which such water was appropriated, he must and shall permit it to flow down the natural channel of the stream as it was wont to flow in its natural course, without let or hindrance or diversion thereof, and those having subsequent rights are entitled to the use of said waters and to divert the same to the extent of their respective rights, according to the order of priority of their respective rights; and at all times the water diverted by the appropriator whose rights have been determined herein, shall be beneficially and reasonably used without waste, and no rights of appropriation are hereby confirmed to divert a greater quantity of water into the head of the ditch, pump, pipeline or other means of conveyance of the appropriator having a valid right to divert the water than such appropriator can beneficially use for the purpose to which the water is to be used, in accordance with his right.

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ORDER OF DETERMINATION

To summarize and supplement the specific findings herein, the rights of the claimants to the use of the waters of Rickreall Creek and its tributaries as determined herein, are arranged in tabulated form, with the date of relative priority of such appropriation, the quantity or rate of flow of the water allowed such appropriator, the number of acres to be irrigated by such appropriation, the use or uses to which such water is applied, the means by which the water so appropriated has been diverted, the name of the stream or other source from which the water is appropriated and diverted, and the description of the lands upon which the water has been used and is fixed as appurtenant; the tabulated rights of each appropriator being set opposite and following his name and post office address, as stated in his statement and proof of claim 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
38630 Dallas, City of P. O. Box 67 Dallas, Oregon (Proof No. 1) (See Finding 16)	Mar. 23, 1903	0.77		Municipal	Pipeline	Canyon Creek	Within corporate city limits of Dallas
38631 Dallas, City of P. O. Box 67 Dallas, Oregon (Proof No. 2) (See Finding 16)	1909	0.50		Municipal	Pump and pipeline	Rickreall Creek	Within corporate city limits of Dallas
38632 Fox, Clay 1538 S.E. 122nd Ave., Apt. 48 Portland, Oregon (Proof No. 3) (See Findings 17 and 34)	About 1850	0.005		Stock Stock direct 9 head	Pump and pipeline	Baskett Slough Baskett Slough	Trough in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 19 SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 19 T. 7 S., R. 4 W., W.M.
<p>Being within a tract of land described as follows: Beginning at a point on the west boundary line of D.L.C. 43, George J. Basket and wife, in Township 7 S., R. 4 W., W.M., 24.40 chains south from the northwest corner of said claim and running thence south along the west boundary line of said claim to its point of intersection with the center line of that certain 20 foot roadway running east and west, as the same is now laid out and traveled; thence east along the center line of said roadway to its point of intersection with the center line of Basket Slough; thence following the thread of Basket Slough in a general southeasterly direction to its point of intersection with the division line running north and south through the center of said claim; thence north along said division line to the northeast corner of the tract of land devised to Vern A. Fox by Margaret J. Fox, as described in that certain transcript of proceedings in the matter of the estate of Margaret J. Fox, deceased, which was recorded February 3, 1943, at page 344 et. seq. of Vol. 112, Deed Records of Polk County, Oregon; thence west to the place of beginning.</p>							
38633 Freeborn, Alice M. Route 1, Box 179 Rickreall, Oregon (Proof No. 4) (See Findings 28 and 34)	1900			Stock direct 190 head		McNary Branch	SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21 T. 7 S., R. 4 W., W.M.
38634 George, Arthur W. Ness, Jessie L. George, Charlotte A. Route 2, Box 267 Dallas, Oregon (Proof No. 5) (See Finding 18)	1905	0.01 0.005		Domestic, including 0.2 acre lawn and garden Stock 45 head	Pipeline	Spring in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26	Domestic in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26 Tanks in SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26 T. 7 S., R. 6 W., W.M.
<p>Being within the tract of land described as follows: Beginning 27.69 chains west of the quarter section corner between Sections 25 and 26, T. 7 S., R. 6 W., W.M., and running thence north 9.09 chains; thence west 6.00 chains; thence north 10.91 chains; thence west 6.21 chains; thence north 5.00 chains; thence west 20.00 chains; thence south 10.85 chains; thence west 5.00 chains; thence south 24.15 chains; thence east 25.00 chains; thence north 10.00 chains; thence east 12.31 chains to the place of beginning; ALSO, beginning at a point 10.00 chains south of the northeast corner of the southwest</p>							

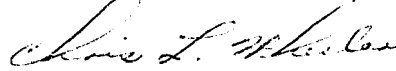
Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Holgate, Norm G. Route 2, Box 268 Dallas, Oregon (Proof No. 6)	Claim denied, see Finding 19			quarter of Section 26, T. 7 S., R. 6 W., W.M., and running thence south 10.00 chains; thence west 25.00 chains; thence north 10.00 chains; thence east 25.00 chains to the place of beginning.			
38635 Klimczak, Stanley S. Route 1, Box 201 Rickreall, Oregon (Proof No. 7) (See Finding 20)	July 1908	0.01		Domestic, including 0.25 acre of lawn	Pipeline	Unnamed Springs NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4	Domestic in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3 T. 7 S., R. 4 W., W.M.
				Being within the tract of land described as follows: Beginning at a point 39.75 chains east of the northwest corner of Richard McMahan and wife D.L.C. 40, T. 7 S., R. 4 W., W.M., running thence south 22.76 chains; thence N. 81° E. 7.04 chains to the center of the Bethel-Independence county road; thence northerly along the center of said road to a point due east of the point of beginning, thence west to the point of beginning.			
38636 Knower, Mrs. W. E. 585 Winter St. NE Salem, Oregon (Proof No. 8) (See Finding 21)	May 12, 1906	0.01		Domestic, including 0.2 acre lawn and garden	Pipeline	Nelson Spring NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11	Domestic in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11
		0.005		Stock 52 head			Barn in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11 T. 7 S., R. 4 W., W.M.
38637 Kroeger, Albert W. Route 1, Box 178 Rickreall, Oregon (Proof No. 9) (See Findings 22 and 34)	1859	0.025	2.0	Irrigation	Pump and pipeline	McNary Branch	0.3 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.4 acre in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22
		0.005		Domestic	Pump		Domestic in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22
		0.005		Stock	Pump		Trough in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22
				Stock direct 130 head		McNary Branch	SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 21 NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22 T. 7 S., R. 4 W., W.M.
				Being within the tract of land described as follows: Beginning at a point 20.00 chains west of the northeast corner of Section 21, T. 7 S., R. 4 W., W.M., running thence south 31.50 chains; thence east 49.98 chains; thence north 11.75 chains; thence east 10.15 chains; thence north 20.00 chains; thence S. 89° 50' W. 40.07 chains; thence north 40.00 chains; thence west 20.04 chains; thence south 40.00 chains to the place of beginning; ALSO, beginning at the southwest corner of the north one-half of the Northeast quarter of Section 22, T. 7 S., R. 4 W., W.M., running thence north along this half section line 24.75 feet; thence east parallel with the north line of said Section 22, 160 rods, more or less to the center of the public road; thence south along the section line 24.75 feet; thence west along the south line of the north half of the northeast quarter of Section 22, above mentioned, 160 rods more or less, to the place of beginning.			

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
38638 Martin, Kenneth E. Route 2, Box 264 Dallas, Oregon (Proof No. 10) (See Finding 23)	1904	0.005	0.4	Irrigation	Pump and pipeline	A Spring NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35	0.4 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35
		0.005		Domestic			Domestic in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35
		0.005		Stock 80 head			Tank in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35 T. 7 S., R. 6 W., W.M.
38639 Muir & McDonald Co. 100 Levens Street Dallas, Oregon by: Eldon E. Bevens, President and Manager (Proof No. 11) (See Finding 24)	1863	0.18		Industrial (Tannery)	Pumps	Rickreall Creek	Within NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32 T. 7 S., R. 5 W., W.M.
				Being within the tract of land described as follows: Beginning at a point which is 20 feet west from the northwest corner of Lot 2 in Block 3 of the lands formerly belonging to LaCreole Academic Institute in the Town of Dallas, and running thence west 35 links; thence N. 18° W. 1 chain and 93 links; thence N. 65° 30' W. 14 chains and 17 links; thence N. 13° 30' W. to Charles M. McDonald line in the middle of the channel of the LaCreole Creek, a distance of about 3 chains; thence along said line down the LaCreole to Charles McDonald's northeast corner in said stream, thence south on the east line of said Charles McDonald land to the first angle therein south of the creek; thence east 27.06 feet to the second angle from the creek; thence south 40.33 feet to the next angle on said line; and thence S. 12° 30' E. 188 feet along said east line to the place of beginning.			
38640 Peters, David Route 1, Box 567 Dallas, Oregon (Proof No. 12) (See Findings 28 and 34)	1905			Stock direct 20 head		Unnamed stream trib. of Baskett Slough	NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 27 T. 7 S., R. 5 W., W.M.
38641 Peters, Tina L. Route 1, Box 568 Dallas, Oregon (Proof No. 13) (See Findings 28 and 34)	1906			Stock direct 5 head		Unnamed trib. of Baskett Slough	SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 27 T. 7 S., R. 5 W., W.M.
				Being within the tract of land described as follows: A part of William C. Brown and wife D.L.C. 64 in T. 7 S., R. 5 W., W.M., beginning at a point 36.65 chains west and 18.60 chains south of the northeast corner of said claim; thence S. 88° E. 7.95 chains; thence south 15.03 chains; thence west 25 links; thence S. 1° W. 5.60 chains; thence S. 38° E. 3.61 chains; thence S. 42° 30' W. 1.00 chain; thence N. 38° W. 4.36 chains; thence west 3.50 chains; thence S. 39° W. 5.90 chains to center of county road; thence north along center of road 25.40 chains to place of beginning.			
38642 Perry, LaVerne A. & Janet E. Route 2, Box 269-C Dallas, Oregon (Proof No. 14) (See Finding 25)	Jan. 1, 1909	0.039	3.1	Irrigation	Pipeline	Ellendale Creek	3.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25
		0.005		Stock 5 head			Pond in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25 T. 7 S., R. 6 W., W.M.
				Being within the tract of land described as follows: Beginning at an iron pipe on the north line of the county road at a point 887.21 feet north and 814.77 feet west from the southeast corner of Section 25, T. 7 S., R. 6 W., W.M.; running thence along the arc of a 746.25 foot radius curve to the left (the long chord of which bears S. 65° 49 $\frac{1}{2}$ ' W.			

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
Rowland, Irene L. 38643 Route 1, Box 180 Rickreall, Oregon (Proof No. 15) (See Findings 28 and 34)	1880			Stock direct 200 head		Mud Slough	190.65 feet) to an iron pipe; thence S. 58° 29' W. 488.3 feet to an iron pipe; thence along the arc of a 848.57 foot radius curve to the left (the long chord of which bears S. 50° 03' W. 248.9 feet) to an iron pipe; thence N. 58° 15 3/4' W. 876.0 feet to an iron pipe; thence N. 4° 03 1/2' E. 339.06 feet to an iron pipe; thence S. 71° 52' E. 907.15 feet to an iron pipe from which a 28" oak bears N. 71° 52' W. 16.2 feet; thence N. 48° 36 1/2' E. 549.96 feet to an iron pipe; thence S. 30° 26' E. 449.04 feet to the place of beginning. NW 1/4 NW 1/4, SW 1/4 NW 1/4 Section 16 SE 1/4 NE 1/4, NE 1/4 SE 1/4, SE 1/4 SE 1/4 Section 17 NE 1/4 NE 1/4 Section 20 NW 1/4 NW 1/4, SW 1/4 NW 1/4 Section 21 Unnamed trib. of Mud Slough NE 1/4 SW 1/4, SW 1/4 SW 1/4, SE 1/4 SW 1/4 Section 16 NW 1/4 NW 1/4 Section 21 Unnamed stream trib. of Mud Slough NW 1/4 NE 1/4, SW 1/4 NE 1/4, NE 1/4 NW 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4 Section 17 NE 1/4 NE 1/4 Section 20 Goodwin Branch SW 1/4 NW 1/4 Section 16 T. 7 S., R. 4 W., W.M.
Tallman, June L. 38644 Route 1, Box 286 Rickreall, Oregon (Proof No. 16) (See Findings 26 and 34)	About 1850	0.005		Stock Stock direct 9 head	Pump and pipeline	Baskett Slough	Trough in NW 1/4 SE 1/4 Section 19 NE 1/4 SE 1/4, NW 1/4 SE 1/4 Section 19 T. 7 S., R. 4 W., W.M.
Ullman, Albert E. 38645 840 Vosburg Ave. NW Salem, Oregon (Proof No. 17) (See Finding 27)	1900	0.005		Domestic	Pump	Rickreall Creek	Being the part of the following described tract lying south of a certain 20 foot roadway and the thread of Basket Slough. Beginning at a point on the west boundary line of George J. Baskett and wife D.L.C. 43, in T. 7 S., R. 4 W., W.M., 24.40 chains south from the northwest corner of said claim, and running thence south along the west boundary of said claim 26.77 chains; thence east 41.42 chains to the division line running north and south through said claim; thence north along said division line 26.77 chains; thence west 41.42 chains to the place of beginning. Domestic in SE 1/4 NW 1/4 Section 36 T. 7 S., R. 6 W., W.M. Being within the tract of land described as follows: Beginning at a point on the west boundary line of L. G. Tuthill D.L.C. 42 in T. 7 S., R. 6 W., W.M., 36.59 chains south from the northwest corner thereof, thence east 3.05 chains; thence N. 07' E. 12 chains; thence South 67 links; thence S. 35' E. 1.55 chains; thence S. 06' E. 2.86 chains; thence S. 10° 30' W. 8.32 chains; thence S. 38' W. 3.21 chains; thence S. 47' W. 1.68 chains; thence N. 86' W. 72 links, more or less to the western boundary of said claim; thence north 5.22 chains, more or less, to the place of beginning.

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

Dated at Salem, Oregon, this 24th day of February, 1972.



CHRIS L. WHEELER
State Engineer