### BEFORE THE STATE ENGINEER OF OREGON

### Polk and Benton Counties

IN THE MATTER OF THE DETERMINATION	N ,
OF THE RELATIVE RIGHTS TO THE USE	OF )
THE WATERS OF LUCKIAMUTE RIVER AND	D ITS )
TRIBUTARIES, POLK AND BENTON COUNT	TIES )

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

-1-

The watershed of the Luckiamute River and its tributaries is a rather small basin comprising the lower half of Polk County and the upper third of Benton County. It is bounded on the west by the Coast Range, on the east by the Willamette River, and on the north and south by unnamed ridges running from Fanno Peak and Green Mountain on the Coast Range divide to the Willamette forming a basin primarily oval in shape.

The Luckiamute River, a tributary of the Willamette River, has its beginning in Township 9 South, Range 7 West, W.M., its highest point of drainage being from Monument Peak at elevation 3,246 feet, flowing thence in a counterclockwise, semicircular direction down and around the base of the above named peak for a distance of approximately five miles, picking up the drainage from the Coast Range, into Section 19, Township 9 South, Range 7 West, W.M.; thence southeasterly for a distance of about ten miles into Section 29 and 30, Township 10 South, Range 6 West, W.M.; at which point the stream turns sharply in a northerly course through Kings Valley for about five miles, thence northeasterly for about eight miles to the confluence of the Little Luckiamute River in Section 15, Township 9 South, Range 5 West, W.M.; thence easterly for about four miles, thence southerly and southeasterly for about five miles; thence northerly for about two miles to its confluence with the Willamette River in the SW½, Section 26, Township 9 South, Range 4 West, W.M.; approximately seven miles north of the town of Albany.

This basin comprises an area of approximately 310 square miles of which only about eight square miles in the drainage of the main stream and about eleven square miles of the drainage of the Little Luckiamute River is above 2,000 feet elevation.

The Little Luckiamute River, the main tributary of the Luckiamute River, arises on the easterly slope of the Coast Range in Township 8 South, Range 8 West, W.M., on the easterly slope of Fanno Peak and the southerly slope of Riley Peak at an elevation of about 3,300 feet; thence flowing in an east southeasterly direction for about 18 miles to its confluence with the Luckiamute River in Section 15, Township 9 South, Range 5 West, W.M. The major tributaries to the Little Luckiamute River, in downstream order, are: Berry Creek, Waymire Creek, Teal Creek and Cooper Hollow Creek.

The major tributaries to the Luckiamute River, other than the Little Luckiamute River, in order of their confluence, in downstream order, are: Vincent Creek, Plunkett Creek, Price Creek, Maxfield Creek, Jont Creek and Soap Creek.

The Luckiamute River is a perennial stream with its run-off derived principally from precipitation in the form of rain, and some snow melt from the Coast Range likely to occur in March, varying with the seasons.

-2-

That on the 11<sup>th</sup> day of December, 1950, there was filed with the State Engineer a petition for the determination of the waters of the Little Luckiamute River, tributary of the Luckiamute River, signed by E. B. Hamilton, a user of said stream, petitioner praying that a determination of the relative rights of the various claimants to the waters of said stream system be made by the State Engineer in accordance with the provisions of 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 the Luckiamute River and its tributaries, as provided by law.

-3-

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 the Luckiamute River and its tributaries, and the existing works for the utilization of the waters thereof; and said notice was published in two issues of each of the following newspapers:

The Polk County Itemizer-Observer, Dallas - Published each Thursday
Corvallis Gazette-Times, Corvallis - Published daily except Sunday

That each of said newspapers are of general circulation in their respective localities and that complete coverage of the Luckiamute River drainage basin was obtained. That said two issues of said newspaper were those of June 4, and June 11, 1970, the date of the last publication being more than ten days prior to the date fixed for the beginning of the taking of measurements and the making of investigations of said stream system by the State Engineer, as provided by law.

-4-

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 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, 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 said Luckiamute River and its tributaries, if any he had.

-5-

That 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 Luckiamute River and its tributaries:

-A-

ADAMS, Raymond G. & Judith Ann ADKINS, Hilda G. ADOLF, Alvin J. & M. Charlotte AGEE, Ronald K. & Martha E. ALEXANDER, Dell R. & M. Inez ALEXANDER, Gail D.

ALLEN, Ronald & Loraine
ALLEN, Roy & Mary
ALLEN, Wayne B. & Cynthia
ALLEN, Willis & Virgie
ALLISON, Osborn L. & Shirley M.
ALSIP, Henry A. & Ruth
ALSIP, Vern B. & Elma
AMATO, Paul & Helen
AMBROSEK, George C. & June P.
AMES, Bill A. & Catherine
AMES, Charles & Linnie
AMES, Herman & Mollie F.

AMES, Loyd & Eva Belle
AMES, Norman L. & Connie J.
ANDERSON, C. G.
ANDERSON, James & Rita A.
ANDERSON, M. O. & Amy E.
ANDERSON, Nelson C. & Lena
ANDERSON, Virgil & Gladys
ANDERSON, Walter & H. E.

Route 2, Box 222-B, Dallas, Oregon Route 2, Box 146, Monmouth, Oregon 305 Hayter Street, Dallas, Oregon Route 2, Box 254, Dallas, Oregon 818 West 11th Street, Albany, Oregon c/o Lewis R. & B. J. Wilson, Route 1, Box 128-W, Independence, Oregon P. O. Box 7, Philomath, Oregon Route 1, Box 153, Monmouth, Oregon Route 2, Box 74, Monmouth, Oregon Route 1, Box 156, Monmouth, Oregon Route 2, Box 254-P, Dallas, Oregon 363 South Whitman Street, Monmouth, Oregon 361 Winegar, Monmouth, Oregon Route 2, Box 207, Monmouth, Oregon 60 Newton Lane, Newton Chester Chesire, England P. O. Box 45, Falls City, Oregon P. O. Box 1038, Brookings, Oregon c/o Bernella J. Cates, Route 2, Box 196, Monmouth, Oregon P. O. Box 388, Falls City, Oregon P. O. Box 314, Falls City, Oregon Route 1, Box 39, Wren, Oregon Route 3, Box 574, Salem, Oregon 1609 Birch Street, Dallas, Oregon Route 1, Box 145, Independence, Oregon Route 2, Box 102, Dallas, Oregon 5157 Primrose Drive, Ventura, California

ANDREWS, Andor M., et al
ANDREWS, Glen L. & Beryl A.
ANDREWS, Glen L. & Beryl A.; Mars & E. Slack;
Theo & M. Rainwater; George & Greta Spaur
ARMOUR, Malcolm H. & Frances E.
ARMSTRONG, Albert F.
ARNSDORF, Garfield F. & Marilyn L.
ASH, Lawrence M. & Twyla M.
ASHLING, Roy & Dorothy Irene
ASPEN, Gladys

ATKINS, Lorin H.
ATKINS, Wilbur R. & V. J.
AUER, John William & Maurine M.

BACON, Warren C. & Pearl BACON, Warren C. & Pearl

BAILEY, J. I. & K., et al
BAILEY, Wayne W. D. & Martha Jean
BAKER, Charles F. & Amy R.
BAKER, Richard K., et al
BAKKE, Edward & Mabel E.
BALDWIN, Don E. & LaVerne R.
BALDWIN, Guy R. & Donna
BALES, William E. & Rebecca
BALEY, Elizabeth M.

BALL, John R. & Sarah R.
BALLANCE, Lenard & Joyce
BALLARD, R. J. & Frances I.
BALLARD, William G. & Janie Lee
BALSBOUGH, V. L., et al
BALTRAN, Peter P.
BANFIELD Veterinary Hospital, Inc.
BANK of California

BANK of Willamette Valley

BARKUS, W. A. & B. BARNARD, Carl E. & Dorothea C. BARNARD, Grant L. BARNELL, Otto L. Jr. BARNES, John T. & Christa BARNES, Robert BARNETT, David S. & P. J. BARNETT, Maria K. BARNHART, Robert A. BARNHART, Robert A. & Ardene J. BARTEL, Emma BARTEL, I. J. & Emma M. BATES, Alice C. BATES, Clarence C. & Marjorie BATES, William E. BATHKE, Glenn L. & Evalyn M.

BEARDSLEY, Arthur F. BEAUCHAMP, Leon & Alice BEAZELL, A. Fred

BECK, Norman F.
BECKER, William W. & Joan; Don Carlos &
Janet; J. A. Jr. & M. A. Dirks
BENEDICT, Daniel L.
BENEDICT, Stephen A. & Emma C.
BENEFIEL, Chester & Dorothy

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-B-

Route 1, Box 340, Corvallis, Oregon Route 1, Box 340, Corvallis, Oregon c/o Oregon Telephone Employees Credit Union, 309 S. W. Fourth, Portland, Oregon 4559 Park Blvd., San Diego, California Route 2, Box 254-X, Dallas, Oregon Route 2, Box 88, Dallas, Oregon 2121 Filmore, Corvallis, Oregon Route 2, Box 98, Dallas, Oregon Route 1, Box 155, Independence, Oregon 504 East Ellendale Avenue, Dallas, Oregon 2265 N. W. Highland Drive, Corvallis, Oregon c/o John H. & V. Stuivenga, 540 Hopkins Street, Falls City, Oregon 855 Tierra Drive N.E., Salem, Oregon 390 Sixth Street, Falls City, Oregon Route 1, Box 180, Independence, Oregon P. O. Box 374, Falls City, Oregon Route 2, Box 68, Dallas, Oregon Route 1, Box 97, Philomath, Oregon 1726 N. E. 82nd Avenue, Portland, Oregon RE: R. H. Thompson, P. O. Box 3121, Portland, Oregon RE: Robert L. & E. V. Mosley, 209 Main Street, Dallas, Oregon 470 Vista Avenue S.E., Salem, Oregon Route 2, Box 189, Dallas, Oregon Route 2, Box 189-A, Dallas, Oregon Route 1, Space 21, Dallas, Oregon Route 2, Box 196, Dallas, Oregon 1309 Oakdale Road, Dallas, Oregon Route 1, Box 64, Monmouth, Oregon Route 1, Box 302, Corvallis, Oregon Route 1, Box 101, Philomath, Oregon Route 1, Box 101, Philomath, Oregon 2725 South Shore Drive, Albany, Oregon 2725 South Shore Drive, Albany, Oregon Route 2, Box 255, Dallas, Oregon 320 S. W. Third, Corvallis, Oregon Route 2, Box 30A1, Philomath, Oregon c/o Robert L. & L. C. Hayes, Agt., 2010 19th Street N.E., Salem, Oregon Route 4, Albany, Oregon P. O. Box 32, Falls City, Oregon 1260 West Washington Avenue, Apt. 6, Sunnyvale, California 147 Hill Top Road, Corvallis, Oregon 1308 Alta Vista Road, Santa Barbara, California

9345 Tampico Road, Corvallis, Oregon Route 1, Box 237, Monmouth, Oregon P. O. Box 102, Falls City, Oregon BENNETT, Hurshel C. & Olive I. BENNETT, L. E. & Helen H. BENNETT, Robert D. & Connie

BENTLEY, Leslie E. & Annie BENTON County BENTON County School District #3

BERGER, R. W. & Mary L.
BERGER, R. W. & Mary L; Bernard L. & Ruby D.
BERGH, Lawrence S. & Kathryn
BERGMAN, Rachel C. & Dell
BERKLUND, Elwood & Myrtle
BERNARD, Mary K.

BEST, James B. & Jennie E.
BEST, Robert W. & Luella M.
BETTELYOUN, Vesta E.
BEUCLER, Hollis & Evelyn
BEX, Rufus Sr. & Ollie L.
BEYER, Carl P. & Florence M.
BICE, Richard C. & Muriel A.
BIEBER, Henry C. & Frieda
BIRCHELL, George W. & W. M.
BIRCHELL, Richard P. & M. L.

BLACK, Delmar M. & D. M. BLADOW, Harry E. & Suzanne J.

BLEVINS, Johnnie & Oleva
BODTKER, Willard; Francis E. Kaiser
BOESE, August & Marie
BOISE Cascade Paper Corp.
BOISE Cascade Corp.
BOLLENE, Frank & Frances L.
BOLLMAN, Lenthal A.
BORLAND, Lee & June

BOUFFLEUR, W. L. & Janette I. BOWEN, Fred J. & Julia A. BOWMAN, Arnold & J., et al

BOWMAN, Glen L. & Kathryn H. BOWMAN, Richard M. & Patricia L. BOWMAN, Ross W. & Helen BOYER, John A. & Mildred Ellen BOYER, Theodore J. & Inez J. BOYLE, James M. & Ruth V. BRADLEY, Edwin L. & Irma L. BRANCH, Willis C. & Lulu V. BRANDT, Edwin BRANDT, Eunice BRANNON, William A. BRANNON, William A. & Amelia BRANSON, A. C. & H. Eldene BRATENG, Howard W. & Ruth M. BREEDEN, Franklin H. & Markuita Lou BREEDEN, Roy Harrison & Leta Inez BREITENSTEIN, William J. & Hilda BRENNEMAN, Roderick L. & Audrey E. BRENNEMAN, Roderick L. & Audrey E. BRESSLER, Harold O. BRESSLER, Nina M. BRIAN, Francis J. & Irene M. BRICKHOUSE, Sidney D. & M. BRILL, Cecil & Marjorie BRINSON, John E. & Patricia BRONSON, Della M. BRONSON, Verne D. & Martha E. BRONSON, Verne D.; Roberta Miller BRONSON, W. I. (Est)

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Junction City, Oregon

BROOKS, Earl M. & Lena G. BROSTROM, Donald & Frances BROSTROM, Edna L. BROWN, Archie M. & Deeris A. BROWN, Arthur J. & Velna I. BROWN, Bert R. & Marjorie E. BROWN, Callie BROWN, Eugene C. & Ruth R. BROWN, Floyd R. & Edna BROWN, Raymond L. & J. W. Falls City, Oregon BROWN, Ronald N. & Ana Falls City, Oregon BROWN, Milton O. BROWN, William Q. & Mary Myrtle California BRUCE, Larry BRUNK, Hugh D. & Jean Y. BRUNK, Hugh D. & Jean Y. Oregon BRYANT, Robert Elmer & Ruth N. BRYANT, W. Alton Jr. & G. M.; Kenneth F. & K. F. Durant BUCHAN, L. Gerald & C. E. BUCKNER, Lysle O. & Edna BUCKOVIC, Warren J. & Doris I. BUHLER, Gordon J. & Jennie Ruth BULLER, Arnie & Linda BULLOCK, Raymond Arthur & Phyllis Buiter BUMP, Jessie E. BUMP, Wilson BUMP, Wilson BUMP, Wilson & Frances BUMP, Wilson; H. Wilson & F. M. BUNCH, Robert L. BUNN, Dan BURBANK, Aaron & Virginia BURBANK, Alfred W. & Carla Xvie BURBANK, C. L. & Eva M. BURBANK, D. R. & L. E. BURBANK, Donavon Ray & Leta Elane BURBANK, Elsworth A. & O. L. BURBANK, Eva R. BURBANK, Kenneth & Alvina BURBANK, Mary BURBANK, O. N. & Laura C. BURCH, Donald M. & Wilma BURCH, Robert J. & Patricia BURCH, Samuel J. & Cora L.; Donald M. & Wilma BURCHAM, Clyde A. & Emma T. BURCK, Clarence R. & Mildred M. BURCK, Lyle V. & Opal G. BURT, Charles D. & Shirley D. 414 Masonic Bldg., Salem, Oregon BUSH, Gracen L. & Jessie O. Route 1, Box 76, Philomath, Oregon BUSH, Marjorie R. 1672 Applegate, Philomath, Oregon Route 1, Box 148-A, Independence, Oregon

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-C-

CAFFERATO, William N.

BUTSCHUN, Hans BUTTS, Robert

BUTLER, Marshall O. & Blanche B.

CALKINS, Park S. CALLAHAM, Charles M. Charles M. & Diana G. CALLAHAM, CAMPBELL, Clyde R. & P.; John D. & Leona M. Lyon CAMPBELL, Delbert W. & Luella R. CAMPBELL, George F. CAMPBELL, Roland C. & D. J.

John Anser Co., 404 Dave Lane, Junction City, Oregon Falls City, Oregon Falls City, Oregon rails City, Oregon Route 1, Box 144-A, Independence, Oregon

4807 North 19th, Tacoma, Washington

Route 2, Box 151, Monmouth, Oregon

Route 1, Box 146, Independence, Oregon Route 1, Box 285, Corvallis, Oregon c/o Edward W. & E. Osgood, Route 2, Box 187, Monmouth, Oregon

LUCKIAMUTE RIVER - Polk and Benton Counties Page 6 CANNON, Bertha
CANON, Frances Wiles
CAPITOL Lumber Company
CARDEN, Frank H. & Ruby D.

CARDWELL, H. H. & D. V. CARDWELL, Howard D. CAREY, Cecil & Evelyn CAREY, Cecil; Rex S. CAREY, Eugene J. & Irene E. CAREY, Rex S. CAREY, Rex S. & Ida M.; Cecil CARLSEN, Clifford R. & A. H. CARLSON, Hilmer E. & Esther CARLSON, Nina Nora Newton CARMIEN, James D. & Shirley A. CARPENTER, D. R. & E. E. CARSWELL, Louise Alice; Sarah E. Harvey; Yvonne Beth Spencer; Betty Jane Charnholm; Dorthy Mae French CARVER, Charles Raymond & Mary Hellen CARVER, Vernice; Althea McSherry CARY, Cecil CASCADE Cement Company CASEY, Leroy V. & Dee D.

CHAFFIN, Claude M. & Elizabeth L. CHAMBERLAIN, J. F. CHAMBERS, Chester W. & Reta C. CHAMBERS, George E. CHAMBERS, Troy L. & C. M. CHAON, Merton F. & Margaret M. CHAPIN, Fred K. (Est) CHAPMAN, Ben J. & Vivian M. CHAPMAN, Edward C. & Betty

CATES, Eldon M. & Bernella J. CATIZONE, Robert & Florence

CHACE, Raymond G. & Katherine

CATES, Bernella J.

CHAPMAN, Harvey & Jane
CHAPMAN, Robert E. & H. G.
CHARNHOLM, Betty Jane; Sarah E. Harvey;
Yvonne Beth Spencer; Dorothy Mae French;
Louise Alice Carswell
CHASTAIN, R. B. & K. J.
CHEIKER, Abraham
CHEMCO, Inc.
CHILDREN'S Farm Home of Oregon, W.C.T.U.
CHOWNING, E. W. & O. L.; Robert L. &
Evelyn Riemenschneider
CHRISTENSON, Darrell M. & Jean
CHRISTIAN, Alvin & Donna; W. M.

CHRISTIANSON, Donald W. & Marjorie E. CHURCHES, Lloyd E. & B. D.

CHURCHES, Lloyd E. & Bernadene D.
CITIZENS Valley Bank
CLAIR, Harry C. Jr.
CLAREMONT, Albert E. & Helen E.
CLAREMONT, Albert Edward
CLAREMONT, Albert Edward & Helen E.
CLAY, Henry P. & Margaret
CLAYTON, Glenn
CLEMENS, Ethel, Trustee
CLEMENS, Rex
CLEMENS, Rex, Trustee
CLEMENS, Rex & Ethel

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Route 1, Box 109-B, Philomath, Oregon
Route 2, Box 96, Dallas, Oregon
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2603 First Street, Tillamook, Oregon
904 Main Avenue, Tillamook, Oregon
904 Main Avenue, Tillamook, Oregon
905 South Fourth Street, Monmouth, Oregon
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334 Cameron Street, Falls City, Oregon
9361 Tampico Road, Corvallis, Oregon

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Route 2, Box 107, Dallas, Oregon
Route 2, Box 167, Dallas, Oregon Route 1, Box 74, Philomath, Oregon Route 1, Box 74, Philomath, Oregon 400 West First Avenue, Albany, Oregon P. O. Box 366, Falls City, Oregon Valsetz, Oregon c/o Homer F. McAllister, Ex, Falls City, Oregon Route 1, Box 68, Monmouth, Oregon c/o Alex Schaffner, Route 1, Box 315, Corvallis, Oregon Box 81, Kings Valley, Oregon Route 1, Box 190, Monmouth, Oregon 9361 Tampico Road, Corvallis, Oregon

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CLINE, Lester C. & Mary CLINE, Milton M. & Dawn A. CLINE, Monroe T. & Dorothy E.

CLINE, Walter M. & Ada M. CLOSE, Winford R. & Maryn M. COFFELT, Darrel & Shirley COLE, Carl D. & Dorothy A. COLGROVE, Nellie E. COLLINS, James R. & Mary E. COMBS, E. T. & Lucille COMMERCIAL Bank of Salem CONDON, George CONDRON, Comfort CONDRON, Freda CONGER, Martin I. & Tressa M. CONKEY, Harlan D. & Judith A. CONLEY, Denzil L. & Marie CONSUMER Power, Inc. CONSUMER Power, Inc. COOK, Alfred J. & Agnes COOK, Clive W. & Beatrice E. COOK, J. L. & Osce O. COOK, Jack E. & Elaine G. COOK, Maurice Lawrence & Collen M. COOK, Owen M. COOK, Owen M. & Mildred A. COOK, Paul E. & Pearl M. COOLEY, Lloyd V. & Barbara J. COOLEY, Robert E. & Evelyn J. COPP, James & Ella M. CORVALLIS Disposal Co., Inc. CORWIN, James C. & Donna P. COSGROVE, Chester & Mildred COUSINS, Arthur H. & Venice L. COWMAN, Forrest M. & Geraldine M. COX, C. J. & Caroline COX, Hilda June COX, Jack & Charlcie COX, Paul & Hilda June CRANGER, Pierre CRANSTON, Robert L. CROENI, Betty L. CROOK, Verda Ethel CROSIAR, R. Roland & Laura L.

CROWN Zellerbach Corp.
CRUMLEY, John C. & Euda E.
CUATT, Clarence W. & D. M.
CULBERTSON, Ruth Pearson
CULVER, Charolette
CUMMINS, W. K. & Flora G.
CUNNINGHAM, Ray J. & Neva
CURTIS, Merl W. & Goldie D.
CUTSFORTH, Ivan D. & Almeda
CUTTING, R. M. & E. E.
CZESLA, Bernard & Dana

CROWLEY, Earl Lee

DALKE, Arnold M. & Martha E.

DANBY, Bruce & Virginia

DANBY, R. B. & Virginia

DANBY, Richard B. & Virginia M.

DANNEN, Eugene V. & Madeline W.

DANNEN, George

DANNEN, George B. & Doris O.

DAUGHERTY, Lawrence E. & Naomi Ellen

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TAUCHER, Robert B. & Carol

c/o Rainwater & Spaur, P. O. Box 2085, Salem, Oregon 3858 Hillview Road, Santa Maria, California 9361 Tampico Road, Corvallis, Oregon

Route 2, Box 159, Independence, Oregon Route 2, Box 69, Monmouth, Oregon P. O. Box N, Chicago, Illinois 1880 Center Street, Salem, Oregon 411 North High, Monmouth, Oregon c/o Frederick West, Route 4, Box 429 C, Albany, Oregon Falls City, Oregon 235 South Beach Blvd., Apt. #138, Anaheim, California Route 1, Box 111F, Salem, Oregon Route 2, Box 155, Monmouth, Oregon 5052 Philomath Road, Corvallis, Oregon 7240 Philomath Blvd., Corvallis, Oregon 5250 Philomath Road, Corvallis, Oregon 7240 Philomath Blvd, Corvallis, Oregon 3664 Van Buren, Corvallis, Oregon 3664 Van Buren, Corvallis, Oregon RE: James D. & M. E. Patten, 167 High Street S.E., Salem, Oregon 985 Tangent Street, Lebanon, Oregon 1323 Garden Way, Woodburn, Oregon General Delivery, Falls City, Oregon Route 2, Box 181, McMinnville, Oregon P. O. Box 82, Kings Valley, Oregon 526 Euclid Avenue, El Centro, California P. O. Box 449, Salinas, California 402 Wilmot Court, Monmouth, Oregon General Delivery, Falls City, Oregon 1775 Mt. Shadow Drive, Joshua Tree, California c/o G. W. Stevens, P. O. Box 727, Salem, Oregon P. O. Box 96, Elmira, Oregon Route 2, Box 71, Dallas, Oregon Route 1, Box 280B, Corvallis, Oregon 1069 Crestview Drive, Fullerton, California Route 2, Box 130, Dallas, Oregon 6929 Columbus Avenue, Van Nuys, California 119 East Clay Street, Monmouth, Oregon 2225 Lancaster Drive S.E., Salem, Oregon Route 2, Box 125, Dallas, Oregon 8902 N. E. Sacramento Street, Portland, Oregon c/o Happy Oaks Ranch, Route 2, Monmouth, Oregon Route 1, Box 64, Philomath, Oregon 540 Hopkins Street, Falls City, Oregon P. O. Box 6, Monmouth, Oregon Route 2, Box 223, Dallas, Oregon Route 2, Box 12, Monmouth, Oregon Star Route, Box 180, Madras, Oregon Route 2, Box 217, Dallas, Oregon P. O. Box 72, Falls City, Oregon 20080 Chateau Drive, Saratoga, California P. O. Box 343, Falls City, Oregon

-T-

148 East Holly, Rialto, California P. O. Box Q, Falls City, Oregon Route 1, Monmouth, Oregon

Route 1, Box 159, Monmouth, Oregon

Route 2, Box 43, Monmouth, Oregon 855 Liberty N.E., Salem, Oregon 631 West 11<sup>th</sup> Street, Albany, Oregon TAYLOR, Edith TAYLOR, James H. & Edith TAYLOR, Lilah B. TEAL, Mabel E.; Carl J. & E. M. TEAL, Orval F. & Helen M. TEAL, W. A. & Belle TEE, Harry Elmer & Marie Anna TERRY, Harrison E. & A. D. THARP, Thomas M. & Sadie R. THOMAS, Willard O. & Ruby L. THOMMEN, Russel F. & Easter B. THOMPSON, B.; S. Lamprecht THOMPSON, Clifford R. & Patricia A. THOMPSON, H. M. & Lillian THOMPSON, Linda G. & Bruce L. THOMPSON, Matthew R. THOMPSON, R. H.

THOMPSON, Ralph W. & Fern E. THORP, Victor S. & Arlene THORSEN, Thomas & Sophia THORSON, Florence THRUSH, George W. & Leo G. THURMAN, J. Carrol & Peggy R. TIERNEY, Donald & Ila TILGNER, Sylvester & Annis TODD, Claude V. & Christine TODD, Gary A. & Dolores E. TOLLEFSON, A. L. TOMLINSON, Raymond & Bina R. TOOMB, George TRASK, Gerald Lee & Marie Erma TRI Co. Rock Company TRI-N-CORPORATION

TROTTA, John P.
TRUBE, C. H. & A. J.
TRUEAX, Charles H. & F. M.

TRUEAX, Joseph Miller
TUCKER, C. L. & Henrietta
TUCKER, Clifton R. & Margaret G.
TUCKER, John Thomas & Joan C.
TURNER, D. C.
TURNER, T. P. & Wilma
TWISS, Cort A. & Gloria M.

U. S. Plywood Corp. URTEL, Phoebe Jane

VALENTINE, Eddie P. & Ann

VALENTINE, Jennie VALLEY & Siletz Railroad Co. VAN DEN BOSCH, R. I. & Eva; P. & Betty Wentworth VANDERPOOL, Lois

VANDERZANDEN, Ernest H. & Edith VAN HORN, E. E. & Lucille VAN KLEECK, Nelson L.; Irene Grace Watson VAN ZYL, Ralph & Frances VATNE, Leo W. & Magdalena C.

616 Oregon, Dallas, Oregon 616 Oregon, Dallas, Oregon 4057 Dwight Street, San Diego, California P. O. Box 131, Dallas, Oregon P. O. Box 362, Falls City, Oregon Falls City, Oregon Falls City, Oregon Route 2, Box 210, Monmouth, Oregon Route 2, Box 117-C, Dallas, Oregon Route 2, Box 11, Monmouth, Oregon Route 1, Box 65, Monmouth, Oregon P. O. Box 396, Falls City, Oregon Route 1, Box 67, Philomath, Oregon 240 Gerald Lane, Corvallis, Oregon Route 1, Box 77-B, Monmouth, Oregon Route 2, Box 19, Monmouth, Oregon c/o Bank of California, P. O. Box 3121, Portland, Oregon Route 2, Box 194, Dallas, Oregon Route 2, Box 213, Monmouth, Oregon P. O. Box 246, Corvallis, Oregon P. O. Box 368, Falls City, Oregon P. O. Box 380, Falls City, Oregon 1311 N. W. Garfield, Corvallis, Oregon Harlowtown, Montana Route 2, Box 205, Dallas, Oregon Route 1, Box 144, Monmouth, Oregon 2419 Cottle Avenue, San Jose, California 9365 Tampico Road, Corvallis, Oregon 1170 West 24th, Albany, Oregon Route 1, Philomath, Oregon Route 1, Box 60, Philomath, Oregon Box 244, Orange, California c/o William J. Slater, 320 South Third, Corvallis, Oregon 215-A Rose Street, Wahiawa, Hawaii 11031 Osage Avenue, Inglewood, California c/o G. N. Pardini & E. Pardini, Falls City, Oregon Route 2, Box 196, Dallas, Oregon Route 2, Dallas, Oregon Route 2, Box 120, Dallas, Oregon Route 2, Oakdale Road, Dallas, Oregon 311 North Second Street, Corvallis, Oregon Route 1, Box 46, Wren, Oregon Route 2, Box 32, Monmouth, Oregon

-U-

P. O. Box 672, Eugene, Oregon P. O. Box 52, Falls City, Oregon

-V-

c/o Ira & K. P. Standstipher, Falls City,
Oregon
563 Park Street, Falls City, Oregon
2127 N. W. 26<sup>th</sup> Avenue, Portland, Oregon
103 Ash, Dallas, Oregon

c/o Lyon & Campbell, Inc., Route 1, Box 144-A, Independence, Oregon
Route 1, Box 129, Independence, Oregon
5204 N. E. Glisan, Portland, Oregon
2056 Jackson Street N.W., Corvallis, Oregon
Route 2, Box 10, Monmouth, Oregon
General Delivery, Falls City, Oregon

VENTRES, Domenic R. & Mary V. VERNON, Wayne O. & G. F. VERSTEEG, Lester I. & R. M. VERSTEEG, Lester I. & Ruth M. VESELY, Zdenek; Josef Siebert VEST, Jack R. VETERAN'S Affairs, Department of

VIEIRA, James R. & Dorothy E. VINYARD Mountain, Inc. VODERSTRASSE, Ernest C. & Louise M. VOIGT, Lorin L. VOLLSTEDT, Otto & Ruth E. VOLLSTEDT, Otto A. VOSS, Wesley D. & Aileen

WADE, Gerald J. & K. WAGGONER, George O. & Myrtle I. WAGNER, Elizabeth
WAGNER, Karl & Margaret M. WAGNER, William WAHLSTROM, Darrell W. & Zigrida WAKEFIELD, Rex W. & Mabel J. WALKER, James T. & R. WALKER, Wakefield B. & Neva R. WALLACE, Ronald W. WALTON, Edward L. & LeNore C. WANLESS, Carl B. & Gladys A. WARD, Bertha A. WARD, Floyd W.; Grace WARNER, R. C. & Nadine; Elmer D. & Wiletta M. Linn WARREN, Bert E. & Mildred E. WARREN, Leo & Laura M. WATSON, Irene Grace; Nelson L. Van Kleeck WEATHERS, Dorothy E.; Leonard WEAVER, Joseph & Leonilla S. WEBER, Joseph H. & Alison L. WEBSTER, Oren & Lois WEEKS, Loyd S. & Evelyn D. WEIDER, Kraig & Linda; Brayton WEISENSEE, Gerald P. & Carolyn WEISENSEE, Lloyd R. & Mary Isabelle , WELCH, G. J. & Emma D.

WELCH, Wayne E. WELCH, Wayne E. & Sharon K. WELLS Property, Inc. WENTWORTH, P. & Betty; R. I. & Eva Van Den Bosch WERTH, Lavern; Walter P. Leppin WEST, Frederick WESTBROOK, Leonard C. & Nelle C. WESTERN Oregon Conf. Association of Seventh Day Adventists WESTFALL, Robert H. & Harriette L. WESTFALL, Robert S. WESTGARTH, John & Arabelle WESTGARTH, John E. & Arabelle WESTON, R. C. & Dovie WESTSMITH, Frank N. & Lucille WHALEN, Thomas C. & Alyce E.

1598 Westhaven Avenue N.W., Salem, Oregon
770 Clarmount N.W., Salem, Oregon
Route 1, Box 244, Monmouth, Oregon
Fairview Road, Monmouth, Oregon
1335 South Church Street, Dallas, Oregon
Route 2, Box 112-R, Dallas, Oregon
220 General Services Building, 1225 Ferry
Street S.E., Salem, Oregon
Route 2, Box 209, Monmouth, Oregon
7345 Madrone Way, Corvallis, Oregon
914 East Second, Albany, Oregon
Route 2, Box 218-V, Dallas, Oregon
Route 4, Box 372, Albany, Oregon
Route 4, Box 372, Albany, Oregon
Route 1, Box 21, Monmouth, Oregon

-W-

Route 2, Box 180, Monmouth, Oregon
Route 2, Box 214, Dallas, Oregon
Falls City, Oregon
P. O. Box 419, Falls City, Oregon
P. O. Box 35, Falls City, Oregon
Route 2, Box 179, Dallas, Oregon
1144 North 18<sup>th</sup> Street, Corvallis, Oregon
928 South 38<sup>th</sup> Street, Springfield, Oregon
Route 1, Box 161, Independence, Oregon
187 Country Village, Albany, Oregon
Route 2, Box 216, Monmouth, Oregon
P. O. Box 154, Dallas, Oregon
740 Perry Road, Falls City, Oregon
1630 East 27<sup>th</sup> Avenue, Anchorage, Alaska
Route 1, Box 135, Independence, Oregon

P. O. Box 381, Falls City, Oregon 455 South Main Street, Independence, Oregon 2056 Jackson Street N.W., Corvallis, Oregon Route 4, Albany, Oregon Route 2, Box 37, Monmouth, Oregon 1426 North Ninth, Corvallis, Oregon Route 1, Hoskins, Oregon Route 2, Box 3, Monmouth, Oregon 341 North First, Klamath Falls, Oregon Route 2, Box 193, Monmouth, Oregon Route 2, Box 193, Monmouth, Oregon c/o Wayne E. Welch, Route 1, Box 140, Monmouth, Oregon Route 1, Box 140, Monmouth, Oregon Route 1, Box 140, Monmouth, Oregon Route 1, Box 391, Corvallis, Oregon 103 Ash, Dallas, Oregon

Route 1, Box 169, Monmouth, Oregon Route 4, Box 429 C, Albany, Oregon P. O. Box 81, Falls City, Oregon 605 S. E. 39th Avenue, Portland, Oregon

c/o Tilford & L. Daily (L-E), P. 0. Box 91, Falls City, Oregon c/o Laura May Sample (L-Est), P. 0. Box N, Falls City, Oregon c/o M. Earl Woodruff (L-Est), Falls City, Oregon 2340 N. W. Wayland, Corvallis, Oregon Route 1, Box 280 C, Corvallis, Oregon P. 0. Box 133, Falls City, Oregon 415 Washington Street, Dallas, Oregon Route 2, Box 221-A, Dallas, Oregon 440 Skyway Road, Los Angeles, California 1310 Fourth Street N.E., Salem, Oregon

WHEELDON, Gene L. & Belva M.
WHEELER, Franklin E. & Virginia Elaine
WHEELER, Kenneth E. & Sandra G.
WHITAKER, Chris & Vera
WHITAKER, Clarence Orval & Evelyn M.
WHITE, Alta L.
WHITE, John M. & Dorothy M.
WHITE, Lester H. & Evelyn A.
WHITING, Leo A. & Grace V.
WHITMORE, Bill H. & Frieda P.
WHITMORE, F.
WICK, Glenn A. (Est)

WICKHAM, Sharlene Joanne; Carl Lloyd; Michael David; Kelly Jo; Carl Lloyd Jr. WIENERT, J. F. & E. E.

WIENS, Duane L.
WIENS, Esther
WIENS, Frank P. & Esther
WIENS, Roger A. & Janice
WIENSZ, Norman & Maryann
WIEST, Mary H.
WILKINSON, Velma
WILLAMETTE Area Council Camp Fire Girls, Inc.

WILLAMETTE Council of Camp Fire Girls, Inc.

WILLAMETTE Industries, Inc.

WILLIAMSON, S. J. & Helen

WILLS, M.

WILLAMETTE Production Credit Association
WILLAMETTE Valley Lumber Co.
WILLAMETTE Valley Lumber Co.
WILLIAMS, Eleanor Arndt
WILLIAMS, Elmer C. & Billie J.
WILLIAMS, F. F. & S. L.
WILLIAMS, F. F. & S. L.; Raymond E. & G. M.
Eckroth
WILLIAMS, Floyd S. & Cecelia
WILLIAMS, Ivan A. & B. Cleone
WILLIAMS, Lillian E.
WILLIAMS, William Lee & Glenda Marguerite
WILLIAMSON, Annetta Grace; Verlie Ellen Ryals
WILLIAMSON, Earl & Edna

WILMOT, W. G. WILSON, Granville E. & Fay F. WILSON, Harlan A. & Hazel L. WILSON, James D. & Juanita M. WILSON, Lewis R. & Barbara J. WILSON, Mary S. WILSON, Paul WILSON, Paul A. & Doris M. WINEGAR, Ralph & Evelyn WIPRUD, Bill L. & Gloria L. WISE, Harry T. & Nettie M. WITHAM, Glen & Ruth WOLF, Arthur C. & Marie L. WOMER Cemetery; Paul Runkel WOMER, T. G. WOODRUFF, Earl & Marie WOODRUFF, J. Alvin & Gladys V. WOODRUFF, Marion Jr. & Edith E. WOODS, E. R. & Winona

WOODS, Isabell
WOODS, Timothy C. & Isabell E.
WOODS, W. L.
WOODS, Willis L. & Myrle E.
WRAY, Mildred
WRIGHT, Errol F. & Ruth
WUNDER, C. B. & Leta E.

1306 Maple Street, Dallas, Oregon
Route 2, Box 212, Monmouth, Oregon
P. O. Box 397, Falls City, Oregon
Route 3, Boc 385, Corvallis, Oregon
Route 1, Box 176 A-4, Monmouth, Oregon
Route 1, Box 250, Monmouth, Oregon
1245 Hillcrest Drive, Corvallis, Oregon
Route 2, Box 187-A, Monmouth, Oregon
923 South 69th Street, Lincoln City, Oregon
P. O. Box 116, Monmouth, Oregon
P. O. Box 910, Philomath, Oregon
Route 1, Box 106, Philomath, Oregon
c/o Glenn F. & Violet E. Fough, Route 2,
Dallas, Oregon
Route 2, Box 50, Monmouth, Oregon

c/o Earl M. & Sybil Henry, Route 1, Monmouth, Oregon Route 2, Box 198-W, Dallas, Oregon Route 2, Box 198, Dallas, Oregon Route 2, Box 198, Dallas, Oregon 235 Needham Street, Dallas, Oregon 479 South Monmouth Street, Monmouth, Oregon 290 West Main Street, Monmouth, Oregon Route 1, Box 9-A, Scio, Oregon c/o H. L. & Mabel G. Taylor (L-Est), Box 363, Falls City, Oregon 2555 State Street, Salem, Oregon 1002 Executive Building, Portland, Oregon 715 Commercial N.E., Salem, Oregon 1002 Executive Building, Portland, Oregon 1020 Lyle Street, Dallas, Oregon Route 4, Box 433, Albany, Oregon 6920 Appaloosa Drive, Corvallis, Oregon Route 2, Box 76, Dallas, Oregon Route 2, Box 76, Dallas, Oregon

Route 2, Box 149, Monmouth, Oregon Route 2, Box 39, Monmouth, Oregon 800 Kingwood Drive N.W., Salem, Oregon P. O. Box 417, Falls City, Oregon 327 North 16th, Corvallis, Oregon 560 Wood Street, Falls City, Oregon c/o Linden D. & S. B. Park, Route 1, Box 174-B, Independence, Oregon 308 Ash Street, Dallas, Oregon 886 North Monmouth Avenue, Monmouth, Oregon P. O. Box 416, Falls City, Oregon 5420 State Street, Salem, Oregon Route 1, Box 226, Monmouth, Oregon Route 1, Box 128-W, Independence, Oregon P. O. Box 1012, South Pasadena, California Route 2, Box 40, Monmouth, Oregon Route 2, Box 40, Monmouth, Oregon Route 2, Box 18, Monmouth, Oregon 11540 S. W. Fairfield, Beaverton, Oregon Route 2, Box 103-W, Dallas, Oregon 5950 S. W. Philomath Blvd., Corvallis, Oregon 840 Empire Street N.E., Salem, Oregon Route 2, Monmouth, Oregon Route 2, Box 164, Monmouth, Oregon Falls City, Oregon Route 2, Box 101, Dallas, Oregon Falls City, Oregon c/o Jack Moore, P. O. Box 75, Kings Valley, Kings Valley, Oregon P. O. Box 84, Kings Valley, Oregon Wren, Oregon Wren, Oregon P. O. Box 152, Falls City, Oregon P. O. Box 613, Valsetz, Oregon 223 A Street, Independence, Oregon

LUCKIAMUTE RIVER - Polk and Benton Counties Page 29

-Y-

YATES, Wayne & Barbara YATES, Wayne & Barbara

YORK, Edwin F. Jr. & E. M.

YORK, Elsie; Clarence Kinsey; Leroy O. Kinsey; Peggy Main; Saloma McClellan; Lawrence C. Kinsey; Albert Kinsey; Walter Kinsey; Daniel Kinsey YOUNG, Elbert A. & Opal L. YOUNG, Floyd B. & Ilo M.

Route 1, Box 287, Corvallis, Oregon c/o Equitable Savings & Loan Association, 1300 S. W. Sixth Avenue, Portland, Oregon c/o Gunda K. York (L-Est), P. 0. Box 114, Falls City, Oregon Route 2, Dallas-Falls City Road, Dallas,

P. O. Box 397, Falls City, Oregon c/o David & G. Hagerbaumer, Route 1, Box 64, Independence, Oregon

-Z-

ZEITNER, Cora ZENCZAK, Piotr ZENCZAK, Piotr & Margaret ZIEBECK, Albert L. & Vera V. ZIELESCH, Alvin & Dorothy ZOELLER, Lantas E. ZOLL, Ralph

1409 Ellendale Avenue, Dallas, Oregon 2060 S. W. Western Blvd., Corvallis, Oregon 2060 S. W. Western Blvd., Corvallis, Oregon Route 2, Box 155-A, Monmouth, Oregon 10075 Sunnyview Drive N.E., Salem, Oregon Route 1, Box 42, Philomath, Oregon 1445 Mokulua Drive, Kailua, Hawaii

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That all of said certified notices, addressed as tabulated in the preceeding 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:

ALLEN, Ronald & Loraine AMBROSEK, George & June AMES, Loyd & Eva Belle ANDERSON, James & Rita A. , AUER, John William & Maurine M.

BALES, William E. & Rebecca BARNELL, Otto L. Jr. BATHKE, Glenn L. & Evalyn M. BOYLE, James M. & Ruth V. BROWN, Callie BRUCE, Larry BURBANK, Kenneth & Alvina BUTLER, Marshall O. & Blanche B.

CARPENTER, D. R. & E. E. CHACE, Raymond G. & Katherine CHRISTENSON, Darrell M. & Jean CHRISTIAN, Alvin & Donna; W. M. CLAIR, Harry C. Jr. CONDON, George COOK, J. L. & Osce O. CORWIN, James C. & Donna P CULBERTSON, Ruth Pearson CUTSFORTH, Ivan D. & Almeda

DANBY, Bruce & Virginia DANBY, Richard B. & Virginia M. DAVIS, Doris Jean; Forest Delray Rockstad Addressee Unknown Not Called For Unclaimed Unclaimed Unclaimed

Unknown at this address Unclaimed Unclaimed Moved, left no address Unclaimed - Addressee Unknown Unclaimed Unclaimed Unclaimed

Unclaimed Unclaimed Moved, not forwardable Unknown Deceased Addressee Unknown Unclaimed Moved, not forwardable Unclaimed Unclaimed

Unclaimed Addressee Unknown - No such street Unknown at this address

DEBBAN, Janet D.
DELMAN, Robert L. & Carol J.
DENISON, Paul G.
DUNAWAY, Lloyd
DUNNETTE, Everett

FALLS City Grange
FERN, Edward
FIORE, Anthony C. & Concetta
FISHER, Donald E. & Ann L.
FLEMMING, Lynn F.
FOSTER, James J. & Ellen
FOSTER, Judson J. & Ellen

GRAHAM, Harold & Mina B. GRAMLING, H. L. GRINDOL, Paul D. & Betty L.

HARRIS, Josephine A.
HAYES, Robert L. & L. C.
HAZEL, James G. & Geraldine A.
HILL, Lester P. & Inez
HOBIN Lumber Corp.
HOLMSTEDT, Eugene C. & Anna L.
HOOSIER, Dorothy G.
HOWARD, Walter R. F. & J. F.
HOWLAND, Florence

JOENS, Hugh E. & Eileen A. JOHNSON, Clarence A. & Lila

KAPEL, Joseph John & Antanette KINGS Valley Community Church KREBS, Carol Marie KROPF, Ivan S. & Pearl

LAMPRECHT, S.; B. Thompson LARSON, Charles E. & Rose LITTLETON, Earl & Faye LOWTHER, Steven J. LUCKENBILL, Madine F.

McCURRY, Sam & Billie
McDANIEL, W. R. & Peggy C.
McFALL, W. B. & Elizabeth M.
McMULLEN, William D.
McRAE, Ralph H. & Joyce M.
MINOVSKY, Joseph & E.
MONROE, Orland G. & B. F.
MORTON, Barbara Jean
MORTON, Michael B. & Robert Dean
MOSER, Ronald & Donna
MOSLEY, Robert L. & E. V.
MORSS, Marvin N. & Rose M.
MURPHY, Harvey E. & Anna H.
MURRAY, George & Donna

## NESS, Margaret

OLIN, Homer E. & Alice O'NEAL, Joe H. & Julia A. OSBORN, R. P. (Est) OSTER, Harlan F. & Eloise S.

PARKS, Clyde & Frances
PARKS, Frances

Moved, left no address Notice Left - \* Notice Left - \* Unclaimed Deceased

Unclaimed - Addressee Unknown Notice Left - \* Unclaimed Addressee Unknown Unknown Unknown Unknown

Unknown at this address Deceased Returned for Better Address

Moved, Left no address
Unclaimed
Unclaimed - Addressee Unknown
Addressee Unknown
Unclaimed - Unknown
Moved, Not forwardable
Notice Left - \*
Notice Left - \*
Unclaimed

Moved, not forwardable Notice Left - \*

Deceased Moved, left no address Unclaimed Unknown

Unclaimed
Unknown
Notice Left - \*
Addressee Unknown
Moved - No address

Notice Left - \*
Unclaimed
Notice Left - \*
Unable to locate at this branch
Unclaimed
Notice Left - \*
Unclaimed
Notice Left - \*
Notice Left - \*
Refused
Unclaimed
Unknown
Unclaimed
No such street

# Unknown

Unknown
Unclaimed
Refused
Gone - Address expired

Unclaimed - Unknown Refused

Refused
Refused
\* Addressee

\* Addressee did not pick up letter within allotted time for certified mail PARKER, James E. & Anna Jean
PARKER, Ormie E. & Lillian Alveda
(Nelson)
PARKER, Selma M.
POOLE, T. S. & Anna V.
POWELL, Byron M. & Charlotte I.

RANDALL, Gilbert G. & Nadine
RICARD, Jaques
ROBISON, Rollie O.; Keith L.
ROBISON, Rollie & Delma; L. Keith & Delsa
ROHNER, Edwin Joseph
RYAN, Richard E. & June J.

SCHAFFNER, Alexander P. & Patricia A. SEALS, W. O. & Elsie Pearl SICKLES, Dee J. & Marilyn SLAGLE, Minor & Ruby SMITH, Albert W. STANTON, Kenneth D. & Hilda R. STARKER, T. J. & Margaret STUMP, Louise F. (Est); Kathryn Caroline

TAYLOR, Edith
THOMPSON, H. M. & Lillian
TUCKER, John Thomas & Joan C.
TURNER, D. C.

VALENTINE, Jennie

WARREN, Bert E. & Mildred E.
WARREN, Leo & Laura M.
WESTBROOK, Leonard C. & Nelle C.
WHEELDON, Gene L. & Belva M.
WHEELDON, Gene L. & Belva M.
WHEELER, Kenneth E. & Sandra G.
WICKHAM, Sharlene Joanne; Carl Lloyd;
Michael David; Kelly Jo; Carl Lloyd, Jr.
WILSON, Harlan A. & Hazel L.
WOLF, Arthur C. & Marie L.

ZOELLER, Lantas E.

Gone - No Address Notice Left - \*

Notice Left - \*
Moved, not forwardable
Moved, left no address

Moved, left no address Notice Left - \* Unclaimed Unclaimed Unknown Moved, not forwardable

Unclaimed
Notice Left - \*
Moved, Left no address
Notice Left - \*
Unclaimed
Unknown
Moved, not forwardable
Moved, not forwardable
Notice Left - \*

Notice Left - \*
Unknown, forward expired
Notice Left - \*
Unknown

Unclaimed

Unclaimed
Gone, no address
Unclaimed
Forward expired
Forward expired
Unknown
Unclaimed

Unclaimed Unknown

Moved, left no address

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That the foregoing list of names was again checked with the records, telephone directories and by personal contact with persons residing in the area; and a second attempt was made to give notice, by certified mail, to the following named persons at the addresses listed as follows:

AMBROSEK, George C. & June P. AMES, Loyd & Eva Belle ANDERSON, James & Rita A. AUER, John William & Maurine M.

BARNELL, Otto L. Jr.

BRUCE, Larry

\*\*60 Newton Lane, Newton Chester Chesire, England 932 Parry Road, Falls City, Oregon 1680 12<sup>th</sup> Street S.E., Salem, Oregon Route 1, Fairview Road, Monmouth, Oregon

1530 N. W. Dixon, Corvallis, Oregon c/o Thomas C. & Betty J. Fisher, Route 2, Box 221, Dallas, Oregon 75th Place, Aumsville, Oregon

> \* Addressee did not pick up letter within allotted time for certified mail

CARPENTER, D. R. & E. E.

DAVIS, Doris Jean; Forest Delray Rockstad

DELSMAN, Robert L. & Carol J. DENISON, Paul G. DUNAWAY, Lloyd

FISHER, Donald E. & Ann L. FOSTER, Judson J. & Ellen

GRAHAM, Harold & Mina B.

GRINDOL, Paul D. & Betty L.

HILL, Lester P. & Inez HOOSIER, Dorothy G. HOWARD, Walter R. F. & J. F.

JOENS, Hugh E. & Eileen A.

KINGS Valley Community Church

KROPF, Ivan S. & Pearl

LAMPRECHT, S.; B. Thompson LITTLETON, Earl & Faye

McCURRY, Sam & Billie

McFALL, W. B. & Elizabeth M. McRAE, Ralph H. & Joyce M. MINOVSKY, Joseph MORSS, Marvin N. & Rose M.

MORTON, Barbara
MOSER, Ronald & Donna
MOSLEY, Robert L. & E. V.
MURPHY, Harvey E. & Anna H.

NESS, Margaret

O'NEAL, Joe H. & Julia A. OSBORN, R. P. (Est)

OSTER, Harlan F. & Eloise S.

PARKS, Clyde & Frances PARKS, Frances

RICARD, Jaques ROHNER, Edwin Joseph

SEALS, W. O. & Elsie Pearl SICKLES, Dee J. & Marilyn SMITH, Albert W. SMITH, William D. STARKER, T. J. STARKER, T. J. & Margaret

TAYLOR, Edith

TUCKER, John Thomas & Joan C. TURNER, Don C.

c/o Mary Otten, 344 Cameron Street, Falls City, Oregon

c/o Lena B. Edney, Route 2, Box 230, Dallas,
 Oregon
Route 2, Box 222, Dallas, Oregon
960 N. W. Hayes, Corvallis, Oregon
c/o Larry Bruce, 75th Place, Aumsville,
 Oregon

460 N. W. Elizabeth Drive, Corvallis, Oregon 840 E Street N.E., Salem, Oregon

c/o James T. & R. Walker, 928 South 38<sup>th</sup>
 Street, Springfield, Oregon
474 63rd N.E., Salem, Oregon

535 East 16<sup>th</sup>, Albany, Oregon Route 3, Box 118-A, Dallas, Oregon 176 Birch Street, Toledo, Oregon

c/o Clarence & Marjorie Bates, 320 S. W. Third, Corvallis, Oregon

c/o Edna McConoughey, Route 1, Philomath,
 Oregon
RFD 3, Box 280, Molalla, Oregon

P. O. Box 396, Falls City, Oregon Route 3, Box 56, Dallas, Oregon

c/o Delmar M. & D. M. Black, 3702 Sunset
 Drive W., Tacoma, Washington
248 Sheldon, Falls City, Oregon
Kings Valley, Oregon
6210 S. W. Pamona, Portland, Oregon
c/o Mrs. Harold Flemmings, Route 1, Box 328,
 Corvallis, Oregon
534 Tryon Avenue N., Salem, Oregon
Kings Valley, Oregon
420 Fairview, Falls City, Oregon
Route 2, Box 42-AA, Monmouth, Oregon

c/o Cascade Cement, 515 Levens Street, Dallas, Oregon

Burbank Road, Monmouth, Oregon c/o C. W. Parks, Cooper Hollow, Dallas, Oregon Old Pacific Highway S., Monmouth, Oregon

Cooper Hollow, Dallas, Oregon Cooper Hollow, Dallas, Oregon

\*\*Box F-5, S 18211, Danderyd, Sweden
c/o George E. Chambers, 400 West First
Avenue, Albany, Oregon

Cooper Hollow, Dallas, Oregon 146 Sheldon, Falls City, Oregon P. O. Box 134, Falls City, Oregon Route 2, Box 94, Dallas, Oregon 634 S. W. 54<sup>th</sup>, Corvallis, Oregon 634 S. W. 54<sup>th</sup>, Corvallis, Oregon

c/o Paul & D. E. Salleng, P. O. Box 141,
 Falls City, Oregon
Route 2, Box 122 A, Dallas, Oregon
3700 South Pine, Albany, Oregon

WARREN, Bert E. & Mildred E. WESTBROOK, Leonard C. & Nelle C. WHEELDON, Gene L. & Belva M. WILSON, Harlan A. & Hazel L. WOLF, Arthur C. & Marie L.

380 Boundary, Falls City, Oregon 80 North Main, Falls City, Oregon 136 Lombard, Falls City, Oregon 5420 State Street, Salem, Oregon Terrace Lane, Aumsville, Oregon

ZOELLER, Lantas E.

Kings Valley, Oregon

\*\* Sent by Registered Mail, return receipt requested, as required for foreign delivery.

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That all of the remailed certified notices, addressed as tabulated above, were apparently delivered to the addressee by the Post Office Department except those hereinafter tabulated, which were returned by the Post Office Department bearing notation as to the reason for non-delivery as shown by the statement following the name:

AMBROSEK, George C. & June P.

Not Called For

BARNELL, Otto L. Jr. BRUCE, Larry

Unclaimed - Refused

Unknown

CARPENTER, D. R. & E. E.

Unclaimed

DUNAWAY, Lloyd

Addressee Unknown

GRAHAM, Harold & Mina B.

Moved, Left no address

KINGS Valley Community Church

Refused

LAMPRECHT, S.; B. Thompson

Unclaimed

MOSLEY, Robert L. & E. V. MURPHY, Harvey E. & Anna H.

Unclaimed Refused

OSBORN, R. P. (Est)

PARKS, Clyde & Frances

Unknown and insufficient address Unknown and insufficient address

Unknown and insufficient address

PARKS, Frances

Unknown

WILSON, Harlan A. & Hazel L. WOLF, Arthur C. & Marie L.

Unclaimed - Addressee Unknown

ZOELLER, Lantas E.

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That duly qualified assistants to the State Engineer did proceed to make examinations, surveys and measurements of said Luckiamute River 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.

LUCKIAMUTE RIVER - Polk and Benton Counties Page 34

That as soon as practicable after the examinations and measurements were completed, as described in the preceeding 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 Luckiamute River and its tributaries; that said notice was published in two issues each of the following named newspapers, The Polk County Itemizer-Observer, printed and published weekly at Dallas, Polk County, Oregon; and the Corvallis Gazette-Times, printed and published daily except Sunday at Corvallis, Benton County, Oregon.

Said issues of each newspaper being those of June 3 and 10, 1971, 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.

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That the State Engineer did send by certified mail to each person, firm or corporation who had filed a declaration of intention to file a claim to the use of the waters of Luckiamute River and its tributaries in this proceeding, in response to the notice described in Finding 4 above, a notice similar to such published notice described in the preceeding 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.

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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 Thursday, July 15, and Friday, July 16, 1971, in Room No. 14, Old Building, Polk County Courthouse, Dallas, Oregon;

And for a period of 10 days, beginning with Monday, July 19, and ending with Friday, July 30, 1971, at the office of the State Engineer, 1178 Chemeketa Street N. E., Salem, Oregon.

That the following named persons, who had filed their notice of intention to file a statement and proof of claim, 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 Luckiamute River and its tributaries:

ALLEN, Wayne B. & Cynthia ANDERSON, Clyde G. & Doris A. ARMOUR, Malcolm H. ARMSTRONG, Albert F.

BAKKE, Edward
BALTRAN, Peter Paul
BARNARD, Carl E. & Dorothea C.
BARNES, Robert L. and/or Matie B.
BEAZELL, A. Fred
BENEDICT, Stephen
BERGMAN, Dell & Rachel C.
BERKLUND, Elwood
BOESE, August & Marie,
BOWMAN, Arnold M. & Janet D., et al
BUMP, Wilson
BUNN, Dan; Tony Matcha
BUSH, Gracen L. & Jessie O.

CAREY, Cecil & Evelyn CAREY, Rex S. & Ida M. CARLSON, Hilmer E. & Esther M. CATES, Eldon M. & Bernella J. CHAON, Merton F. & Margaret M. CHAPMAN, Ben J. & Vivian M. CHURCHES, Lloyd E. CLAY, Henry P. CLINE, Lester C. CONDRON, Comfort COSGROVE, Chester COX, Jack H. CROOK, Verda CROSIAR, R. Roland & Laura L. CUMMINS, W. K. & Flora G. CUTTING, Richard M. & Emily E.

DALKE, Arnold M.
DAVIS, Frank O. & Beulah V.
DAVIS and WESTMORELAND

DeBUSK, Peter A.
DOLAN, John T.
DUNN, Richard L. & Francis L.
DYER, Ralph N.; Donald E.

EAKIN, M. S.
EDDY, Israel
EDWARDS, Richard R. & Yevonne C.
ELIANDER, H. F. Jr., et al
EMBREE, Norval & Pearl L.
ENDICOTT, William K. Jr.
EVANS Products Company

FLESCH, John E. & Johanna L. FORRY, James E. & Elizabeth Y. FOSTER, Meda

GARDNER, Kenneth GARRETT, Lester & Eunice Route 2, Box 74, Monmouth, Oregon Route 1, Box 39, Philomath, Oregon Route 2, Box 24, Monmouth, Oregon 3520 Spicer Road, Albany, Oregon

Route 2, Box 98, Dallas, Oregon
Route 1, Box 97, Philomath, Oregon
Route 2, Box 189, Dallas, Oregon
1309 Oakdale Avenue, Dallas, Oregon
884 Quetta Court, Sunnyvale, California
Route 1, Box 237, Monmouth, Oregon
Route 1, Box 23 R, Philomath, Oregon
Box 66, Kings Valley, Oregon
Route 2, Box 109, Dallas, Oregon
Route 2, Box 285, Dallas, Oregon
Route 2, Box 84, Monmouth, Oregon
648 West 16<sup>th</sup>, McMinnville, Oregon
Route 1, Box 76, Philomath, Oregon

Route 2, Box 96, Dallas, Oregon
904 Main, Tillamook, Oregon
3507 N. W. Polk Avenue, Corvallis, Oregon
Route 2, Box 196, Monmouth, Oregon
Box 354, Valsetz, Oregon
Route 1, Box 68, Monmouth, Oregon
Route 1, Box 144 Al, Monmouth, Oregon
Route 1, Box 113, Philomath, Oregon
Route 2, Box 163, Independence, Oregon
Route 2, Box 164, Monmouth, Oregon
Route 1, Box 47, Philomath, Oregon
Route 1, Box 77, Philomath, Oregon
Route 1, Box 67, Gervais, Oregon
Route 1, Box 194, Monmouth, Oregon
Route 2, Box 127 A, Dallas, Oregon
Route 2, Box 27, Monmouth, Oregon

P. O. Box 156, Dallas, Oregon
Route 2, Box 86, Monmouth, Oregon
Route 2, Box 169, Monmouth, Oregon
Attention: Mark Davis
Route 2, Box 118, Dallas, Oregon
Route 1, Box 287 A, Corvallis, Oregon
Route 1, Box 78, Philomath, Oregon
Route 2, Box 116, Monmouth, Oregon

Route 2, Box 171, Monmouth, Oregon Route 1, Box 50, Philomath, Oregon Route 1, Box 130, Independence, Oregon 8865 S. W. Hall Blvd., Tigard, Oregon Route 2, Box 185, Dallas, Oregon 750 West Queen, Albany, Oregon P. O. Box E, Corvallis, Oregon

Falls City, Oregon Route 2, Box 187-A, Monmouth, Oregon Route 2, Box 191, Dallas, Oregon

Route 2, Box 184, Dallas, Oregon Route 2, Box 26, Independence, Oregon GEORGIA-PACIFIC Corporation

GOVIER, Anna Maria GRAHAM, Monte E. GRAHAM, Ralph B. GREEN, Jacob M. & Eva F. GRIMPS, Robert B.

HAPPY Oaks Ranch

HAYES, Leonard & Luella Mae
HEFFLEY, John C. or Dorothy E.
HEPKER, Donald G.
HOLLISTER, Kenneth W. & Louise V.
HOXSIE, Neil A.
HURT, Garland

JAMBURA, Earl M. Jr.
JEFFERSON, George A. & Irene M.
JOHNSON, Herman D. & Mildred
JONES, Theodore W.

KAISER, Henry R. & Joan G. KENNEY, Arnold D. & Helen Jane KERBER, John Clell & Neva M.

KERBER, Lonella E. KING, Donald L. & Burla J. KINSEY, L. O. KOZISEK, Theodore F. & Judith L. KUNKEL, William H.

LANE, C. Richard & Eleanor M.
LANE, W. Donald
LEPPIN, Lavern
LINN, E. D. (see WARNER, R. C.)
LOUGHARY, Ivan H.
LYDAY, B. A.

MAHR, John A.

MATCHA, Tony (see BUNN, Dan)
MILLHOUSER, Clare R. & Nola R.
MITCHELL, Alva W. & Margery A.
MONTEZ, Joe J.
MOORMAN, Chris
MURPHY, Ross R.
MURRAY, Phillip M.

MYERS, George M.

NISLY, Ivan

OREGON Baptist Conference Grounds, Inc.

OREGON State University

OTTAWAY, George Hollis & Clara M. OVERHOLSER, Henry Dale & Jeanette Lundquist

PARKER, Roy PEEDEE Evangelical Church of North America

PILCHER, Claude W. PLUNKETT, Bernice H.; Shirley M. PROBST, Mrs. Verna M.

QUALEY, John A.

RANCORE, William B. & Ruth A. RATZLAFF, Vern

Legal Department, 900 S. W. Fifth Avenue, Portland, Oregon Attention: George H. Brustad

1635 N. W. 27<sup>th</sup>, Corvallis, Oregon Route 2, Box 163, Monmouth, Oregon Route 1, Box 178, Monmouth, Oregon Route 2, Box 136, Dallas, Oregon Route 1, Box 166, Monmouth, Oregon

627 N. E. 18<sup>th</sup> Street, Portland, Oregon Attention: Gordon R. Strom
Route 1, Box 38, Philomath, Oregon
Route 1, Box 402 A, Salem, Oregon
Route 2, Box 189, Monmouth, Oregon
Route 1, Box 289 B, Corvallis, Oregon
Route 2, Box 218, Dallas, Oregon
Route 2, Box 128, Monmouth, Oregon

1777 Labona Drive, Eugene, Oregon Box 155, Dallas, Oregon Route 2, Box 38, Monmouth, Oregon Route 2, Box 132, Monmouth, Oregon

Route 2, Box 97, Monmouth, Oregon Route 2, Box 49, Monmouth, Oregon 910 South Galley Avenue, Lincoln City, Oregon

Route 2, Box 94, Monmouth, Oregon Route 2, Box 140, Dallas, Oregon Route 2, Box 231, Dallas, Oregon Route 2, Box 142, Dallas, Oregon 3470 Fanwood, Long Beach, California

Route 2, Box 129, Monmouth, Oregon Route 2, Box 130, Dallas, Oregon Route 1, Box 169, Monmouth, Oregon

Route 1, Box 343 B, Olympia, Washington Route 2, Box 87, Monmouth, Oregon

Route 2, Box 97 M, Dallas, Oregon

Route 2, Box 220, Monmouth, Oregon
Route 1, Box 234, Monmouth, Oregon
2023 Sierra Way, San Luis Obispo, California
P. O. Box 88, Kings Valley, Oregon
Route 2, Box 137, Dallas, Oregon
Route 2, Box 81, Dallas, Oregon
223 West Buist Avenue, Phoenix, Arizona

Route 1, Box 139, Independence, Oregon

514 East Ellendale Avenue, Dallas, Oregon Attention: Walter E. Schmitke Office of Fiscal Affairs, Bexell 107, Corvallis, Oregon Attention: G. M. Robertson

Route 2, Box 218-B, Dallas, Oregon Route 2, Box 111 D, Dallas, Oregon

Route 2, Box 113, Dallas, Oregon

Route 2, Box 110, Monmouth, Oregon Attention: John McGee Route 1, Box 125, Jefferson, Oregon Route 1, Box 44, Philomath, Oregon Route 1, Box 111 E, Philomath, Oregon

Box 145, Falls City, Oregon

Route 2, Box 93, Dallas, Oregon Route 2, Box 219, Monmouth, Oregon RAW, Ethel E.
RHOADES, Florence F.
RICHARDSON, Ward K. & Katherine A.
RICHEY, Jack C.
ROBERTSON, John B. & Marjorie V.
ROOKARD, James E.
RYAN, Cornie A.

SAMPLE, Milton Virgil
SATTER, Roy C. & Orlene
SCHACK, Arthur & Luella E.
SCHOONOVER, Arthur Earle
SCHUERMAN, William A. & Mary H.
SCHWARTZ, Frank Donald & Sheryl G.
SCHWEITZER, Clarances E.
SECREST, Harold E.
SELLERS, Fred Raymond Sr.
SHARTZER, Philip R.
SMITH, James W. & Harriet R.
SPERLING, Phillip & Delia
STEEN, Richard L.
STODGEL, T. O.

THOMPSON, Ralph W. THORP, Victor S.

VAN KLEECK, Nelson Leeds

WADE, Gerald J. & Katherine V.
WALKER, Wakefield B. & Neva R.
WARNER, R. C.; E. D. Linn
WEISENSEE, Lloyd R. & Mary I.
WHEELDON, Gene L.
WHITMORE, Bill H. & Frieda P.
WILLAMETTE Council of Camp Fire Girls, Inc.

WILLIAMS, Ivan & Cleone
WILSON, Hazel L.
WILSON, James D. & Juanita M.
WILSON, Paul A. or Doris M.
WOMER, Thera G.

ZENCZAK, Piotr

3460 Polk Street, Corvallis, Oregon
P. O. Box 368, Falls City, Oregon
P. O. Box P, Falls City, Oregon
1250 N. W. Garfield, Corvallis, Oregon
24719 Choke Cherry Lane, Newhall, California
565 Antelope Way, Eugene, Oregon
Route 2, Box 135, Dallas, Oregon

Box 63, Falls City, Oregon
Route 2, Box 93 A, Monmouth, Oregon
Route 2, Box 254-S, Dallas, Oregon
Route 1, Box 827, Dallas, Oregon
Route 2, Box 40-B, Monmouth, Oregon
2070 N. W. Dogwood Way, Corvallis, Oregon
P. O. Box 386, Falls City, Oregon
Route 1, Box 241, Monmouth, Oregon
541 Riverview, Salem, Oregon
Route 2, Box 216, Dallas, Oregon
305 Via Colusa, Redondo Beach, California
Route 1, Box 152, Independence, Oregon
1323 Garden Way, Woodburn, Oregon
1069 Crestview Drive, Fullerton, California

Route 2, Box 194, Dallas, Oregon Route 2, Box 213, Monmouth, Oregon

2056 Jackson Street N.W., Corvallis, Oregon

Route 2, Box 180, Monmouth, Oregon
Route 1, Box 161, Independence, Oregon
Route 1, Box 135, Independence, Oregon
Route 2, Box 193, Monmouth, Oregon
P. O. Box 93, Falls City, Oregon
Route 1, Box 106, Philomath, Oregon
2555 State Street, Salem, Oregon
Attention: Mary M. Lewis
Route 2, Box 39, Monmouth, Oregon
5420 State Street, Salem, Oregon
Route 1, Box 226, Monmouth, Oregon
Route 2, Box 40, Monmouth, Oregon
Route 2, Box 164, Monmouth, Oregon

2620 S. W. Western Blvd., Corvallis, Oregon

In addition thereto, notice was given in the same manner to The Honorable John N. Mitchell, Attorney General, U. S. Department of Justice, Washington, D. C. and to the Regional Solicitor, 1002 N. E. Holladay, Portland, 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. In addition thereto, a notice of intent was submitted by Eva M. Burbank of Route 2, Box 125, Monmouth, Oregon, and thereafter was duly notified of the commencing of the taking of statements and proofs of claim.

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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:

ANDERSON, Clyde G. & Doris A.

ARMSTRONG, Albert F.

Route 1, Box 39, Philomath, Oregon 3520 Spicer Road, Albany, Oregon

BALTRAN, Peter Paul

BERGMAN, Rachel C. & Dell

BOESE, August & Marie

BUMP, Wilson

BURBANK, Eva M.

BUSH, Gracen L.

CAREY, Cecil

CATES, E. M.

CHAPMAN, Ben J. & Vivian M.

CLAY, Henry P.

CLINE, Lester C.

CONDRON, Comfort

COSGROVE, Chester

CROOK, Verda Ethel

DAVIS, Mr. & Mrs. Frank O.

DUNN, Richard L. & Francis T.

DYER, Ralph N.; DYER, Donald E.

EDDY, Israel

EMBREE, Norval

EULER, James C. (Successor in interest to EDWARDS, Richard R. & Yevonne C.)

EVANS Products Company

FORRY, James E. & Elizabeth Y.

GARDNER, Kenneth C.

GARRETT, Eunice

GOVIER, Anna Maria

HAYES, Leonard & Luella

JAMBURA, Earl M. Jr. & Phyllis N.

JOHNSON, Herman D. & Mildred

KAISER, Henry R. & Joan G.

KERBER, John Clell & Neva M.

KERBER, Lonella E.

MYERS, George M. & Shirley Arlean

OVERHOLSER, H. Dale & Jeannette M.

RAW, Ethel E.

Route 1, Box 97, Philomath, Oregon

Route 1, Box 23 R, Philomath, Oregon

Route 2, Box 109, Dallas, Oregon

Route 2, Box 84, Monmouth, Oregon

Route 2, Box 125, Monmouth, Oregon

Route 1, Box 76, Philomath, Oregon

Route 2, Box 96, Dallas, Oregon

Route 2, Box 196, Monmouth, Oregon

Route 1, Box 68, Monmouth, Oregon

Route 1, Box 113, Philomath, Oregon

Route 1, Box 163, Independence, Oregon

Route 2, Box 164, Monmouth, Oregon

Route 1, Box 47, Philomath, Oregon

718 Hayter Street, Dallas, Oregon

Route 2, Box 86, Monmouth, Oregon

Route 1, Box 78, Philomath, Oregon

Route 2, Box 116, Monmouth, Oregon

Route 1, Philomath, Oregon

Route 2, Box 185, Dallas, Oregon

Route 1, Box 130, Independence, Oregon

P. O. Box E, Corvallis, Oregon

Route 2, Box 187-A, Monmouth, Oregon

Route 2, Box 184, Dallas, Oregon

P. O. Box 514, Sisters, Oregon

1635 North 27th Street, Corvallis, Oregon

Route 1, Box 38, Philomath, Oregon

P. O. Box 22, Falls City, Oregon

Route 2, Box 38, Monmouth, Oregon

Route 2, Box 97, Monmouth, Oregon

910 South Galley Avenue, Lincoln City, Oregon

Route 2, Box 94, Monmouth, Oregon

223 West Buist Avenue, Phoenix, Arizona

Route 2, Box 111 D, Dallas, Oregon

3460 Polk N. W., Corvallis, Oregon

RICHARDSON, Ward K.; RICHARDSON, Katherine A.

SATTER, Roy C. & Orlene J.

SCHWARTZ, Frank Donald

SELLERS, Fred & Goldie

SPERLING, Phillip D. & Delia M.

WILLAMETTE Council of Camp Fire Girls, Inc.

WILLIAMS, Ivan & Cleone

WILSON, Hazel Lee

WILSON, James D. & Juanita M.

WILSON, Paul A. & Doris M.

WOMER, Thera G.

ZENCZAK, Piotr

22 Forest View Lane, Falls City, Oregon

Route 2, Box 93 A, Monmouth, Oregon

2070 N. W. Dogwood Drive, Corvallis, Oregon

541 Riverview Drive, N.W., Salem, Oregon

Route 1, Box 159, Independence, Oregon

2555 State Street, Salem, Oregon

Route 2, Box 39, Monmouth, Oregon

5420 State Street, Salem, Oregon

Route 1, Box 226, Monmouth, Oregon

Route 2, Box 40, Monmouth, Oregon

Route 2, Box 164, Monmouth, Oregon

Route 1, Box 40, Philomath, 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 5 and 13, 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 Luckiamute River 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 Luckiamute, River 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.

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That after the completion of the taking of such statements and proofs of claim, the State Engineer did, on the 29<sup>th</sup> day of October, 1971, give notice by certified mail to each of the various claimants to the use of the waters of Luckiamute River and its tributaries, as provided by law, that at the times and places named in said notice, to wit:

On Monday, November 8 and Tuesday, November 9, 1971, in Room No. 14, Old Building, Polk County Courthouse, Dallas, Oregon;

And for a period of eight days, beginning with Wednesday, November 10 and ending with Friday, November 19, 1971, (Saturdays and Sundays excepted) at the office of the State Engineer, 1178 Chemeketa Street N.E., 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 noon 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.

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That the State Engineer did, in accordance with said notice as described in the preceding Finding No. 16, keep said statements and proofs of claim open to public inspection at said times and places.

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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 December 6, 1971, 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.

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Rachel C. and Dell Bergman submitted Proof No. 4, claiming the right to the use of 0.1 cubic foot per second for the watering of thirty head of stock drinking directly from Luckiamute River in NE½ SE½, NW½ SE½, Section 20; from Price Creek in SE½ NE½, NE½ SE½, Section 20, and NW½ SW½, Section 21; also for the irrigation of 0.2 acre in SW½ NW½ and 0.8 acre in NW½ SW½, Section 21, Township 10 South, Range 6 West, W.M., with a date of priority of 1905. The land was irrigated by means of flooding until 1946, when a pump and electric motor were installed.

As additional evidence, Mr. and Mrs. Bergman submitted a signed statement from S. A. Jackson, Polk County Extension Agent, and signed and notarized documents from Israel Eddy and Chester Wm. Chambers stating their knowledge of the use of this water for irrigation and stock uses ranging in time from 1905 to 1939.

The State Engineer has classified the one acre as irrigated.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.0125 cubic foot per second for the irrigation of 1.0 acre from Price Creek with a date of priority of 1905. Paragraph 61 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 69 herein.

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August and Marie Boese submitted Proof No. 5, claiming a right to the use of the waters of two springs and Waymire Creek, tributaries of Little Luckiamute River, with a date of priority of 1859, for the irrigation of 0.1 acre of garden from Waymire Creek, domestic use from a spring, and watering of ten beef directly from a spring and Waymire Creek. The domestic spring is located in SE½ SW½, Section 15 and water is hauled to the house, located in NE½ SW½, in ten gallon cans. The garden is irrigated by means of a Thresher hand pump located in NE½ SW½ or by barrels filled in SE½ SW½ of Section 15 and hauled to the garden. The stock drink directly from a spring located in NW½ SW½, Section 15 and from Waymire Creek in SE½ NW½, NE½ SW½, SW½, SE½ SW½, Section 15, Township 8 South, Range 6 West, W.M.

The State Engineer has classified 0.1 acre as being irrigated in NE½ SW½, Section 15, Township 8 South, Range 6 West, W.M.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.006 cubic foot per second, being 0.005 cubic foot per second from a spring for domestic use and 0.001 cubic foot per second from Waymire Creek for the irrigation of 0.1 acre, both in NE½ SW½, Section 15, Township 8 South, Range 6 West, W.M., with a date of priority of 1859. Paragraph 61 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 69 herein.

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Wilson Bump submitted Proof No. 6, claiming a right to the use of water from two springs, tributaries of Luckiamute River, for domestic use, including 0.25 acre lawn and garden, and the watering of ten cattle and fifty sheep from one spring all located within NW½ SW½, Section 9; and watering of stock directly from the other spring located within NE½ NW½, Section 9, Township 10 South, Range 6 West, W.M., with a claimed date of priority of 1885.

The State Engineer has classified 0.8 acre of lawn and garden 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 0.25 acre of lawn and garden, and 0.005 cubic foot per second for stock use from a spring, all located within NW½ SW½, Section 9, Township 10 South, Range 6 West, W.M., with a date of priority of 1885. Paragraph 61 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 69 herein.

Eva M. Burbank submitted Proof No. 8, claiming a right to the use of the waters of two springs and unnamed streams, tributaries of Pedee Creek, for domestic use, including the irrigation of lawn and garden, from the easterly spring and the watering of twenty-five cattle, twenty-five sheep and two horses directly from the westerly spring and two unnamed streams all within NW½ SE½, Section 32, Township 9 South, Range 6 West, W.M., with a date of priority of approximately 1890. A signed and notarized document was submitted by Augustus Lewis Burbank stating his knowledge of the use of this water for domestic and stock purposes since 1890 or before.

The water is now pumped to the house by means of a Myers centrifugal pump and a one-half horsepower electric motor. The State Engineer has classified 0.4 acre of lawn and garden 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 from a spring for domestic use, including not to exceed 0.4 acre of lawn and garden, with a date of priority of 1890. Paragraph 61 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 69 herein.

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Gracen L. Bush submitted Proof No. 9, claiming a right to the use of the waters of two springs, tributaries of Luckiamute River, for domestic use of one family and watering of five horses, twenty-five cows and one hundred sheep in SE½ NW½, Section 29, from a spring in NW½ NW½, Section 29; and stock use from a spring in NE½ NW½, Section 29, Township 10 South, Range 6 West, W.M., with a date of priority of 1896.

Field investigation disclosed the source of stock water in NE½ NW½, Section 29, is an unnamed stream. Mr. Bush, when questioned as to the actual source, stated in his letter of October 12, 1971, the water was in fact diverted from the unnamed stream below the spring.

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 and 0.005 cubic foot per second for stock use from the spring; and 0.005 cubic foot per second for stock use from an unnamed stream, with a date of priority of 1896, said rights being more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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E. M. Cates submitted Proof No. 13, claiming a right to the use of the waters of a spring, tributary to Luckiamute River, located within NW½ NE½, Section 26, for domestic use in the same forty; the watering of two hundred fifty sheep or fifty to sixty cattle

with stock troughs being located within SW\(\frac{1}{2}\) Section 23, NE\(\frac{1}{2}\) NE\(\frac{1}{2}\), NW\(\frac{1}{2}\) NE\(\frac{1}{2}\), Section 26, Township 9 South, Range 6 West, W.M., with a date of priority of 1900.

As additional evidence, Mr. Cates submitted a signed and notarized statement from A. L. Burbank stating his knowledge to the use of this water since prior to 1900.

The water is piped from the spring to a 1,900 gallon concrete reservoir then to the house and five stock tanks by gravity flow through one and a quarter inch plastic pipe.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.01 cubic foot per second, being 0.005 cubic foot per second for domestic use and 0.005 cubic foot per second for stock use, with a date of priority of 1900. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Ben J. and Vivian M. Chapman submitted Proof No. 14, claiming a right to the use of the waters of a spring for domestic use, including the irrigation of lawn and garden, and the watering of stock; the watering of stock directly from an unnamed stream, all within the NE½ SE½, Section 29, Township 8 South, Range 5 West, W.M., with a date of priority of 1908.

The stock use presently consists of five horses and nine sheep with prior use consisting of three to five milk cows and some sheep.

The water from the spring was utilized by gravity flow until approximately 1955, when a Fairbanks-Morris jet pump and one horsepower electric motor was installed.

A signed and notarized statement was submitted by Marie Woods, niece of an earlier owner, stating her knowledge of the use of this water prior to 1908.

The State Engineer has classified 0.2 acre 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 lawn and garden, and 0.005 cubic foot per second for stock use from the spring, with a date of priority of 1908. Paragraph 61 of these Findings relates to stock use where no artificial diversion is made. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Henry P. Clay submitted Proof No. 15, claiming a right to the use of the waters of an unnamed stream, tributary of Luckiamute River, for domestic use, including the irrigation of lawn and garden, and domestic stock located within NW\(\frac{1}{2}\) Section 30, Township 10 South, Range 6 West, W.M., with a date of priority of about 1905.

Water is diverted from the unnamed stream in  $SE^{\frac{1}{2}}$   $SW^{\frac{1}{2}}$ , Section 30, by means of a small wooden collection box and piped to the house by gravity flow with a claimed fall of 80.7 feet.

A signed and notarized statement from Israel Eddy was submitted as additional evidence stating his knowledge of the use of this water about 1905, and continuous use since.

The State Engineer has classified 0.5 acre of lawn and garden 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 from an unnamed stream for domestic use, including the irrigation of not to exceed 0.5 acre lawn and garden, and domestic stock, with a date of priority of 1905. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Comfort Condron submitted Proof No. 17, claiming a right to the use of the waters of a spring for the domestic use of one family, place of use and diversion within NW½ NW½, Section 33; for the watering of twenty cattle, forty sheep and five horses directly from three unnamed streams in NW½, Section 33, and from Pedee Creek in N½ NE½, SE½ NE½, Section 32, all in Township 9 South, Range 6 West, W.M., with a claimed date of priority of 1902.

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, with a date of priority of 1902. Paragraph 61 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 69 herein.

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Chester Cosgrove submitted Proof No. 18, claiming a right to the use of the waters of Plunkett Creek, tributary of Luckiamute River, for the irrigation of 0.9 acre in NE½ NW½, Section 33 and the watering of ten to twelve head of cattle or fifty ewes directly from the creek in SW½ SW½, Section 28, NE½ NW½, SE½ NW½, Section 33, Township 10 South, Range 6 West, W.M., with a date of priority of 1906.

The State Engineer has classified 0.9 acre as irrigated in NE½ NW½, Section 33, Township 10 South, Range 6 West, W.M., by means of a Berkeley centrifugal pump and an electric motor located in this same forty.

Mr. Cosgrove submitted three signed and sworn affidavits pertaining to known use of this water from 1906.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.011 cubic foot per second for the irrigation of 0.9 acre, with a date of priority of 1906. Paragraph 61 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 69 herein.

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Mr. and Mrs. Frank O. Davis submitted Proof No. 20, claiming a right to the use of the waters of a spring located within SE½ SE½, Section 4, for domestic use, including the irrigation of lawn and garden; the watering of twenty-five head of stock directly from three springs and an unnamed stream located within SE½ SW½, SW½ SE½, Section 4, Township 10 South, Range 6 West, W.M., with a claimed date of priority of 1852.

The house, located within NE½ NW½, Section 9, Township 10 South, Range 6 West, W.M., is served water by gravity flow through a one and a half inch galvanized pipe. The State Engineer has classified 0.2 acre lawn and garden as irrigated in this forty.

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 of one family, including irrigation of not to exceed 0.2 acre lawn and garden, within the NE½ NW½, Section 9, Township 10 South, Range 6 West, W.M., with a date of priority of 1852. Paragraph 61 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 69 herein.

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Richard L. and Francis T. Dunn submitted Proofs No. 21 and 22, claiming the use of the waters of a spring, tributary of Luckiamute River, located in SW½ NW½, Section 29, Township 10 South, Range 6 West, W.M., for the domestic use of two families. Proof No. 21 claims a domestic use in SE½ NE½, Section 30, with a date of priority of 1856. Proof No. 22 claims a domestic use in SW½ NE½, Section 30, Township 10 South, Range 6 West, W.M., with a date of priority of 1870.

As additional evidence, Mr. and Mrs. Dunn submitted a copy of part of the book

A Webfoot Volunteer, by Nelson and Onstad, showing Fort Hoskins, including the water system; and a newspaper article from the Woodburn Independent's issue of March 3, 1966, stating that the present Dunn residence (in SE½ NE½, Section 30) is a part of the original Fort Hoskins' hospital.

It appears these claimed rights should be limited to a rate of diversion of not to exceed 0.01 cubic foot per second, being 0.005 cubic foot per second for the domestic use of one family within SE½ NE½, Section 30, Township 10 South, Range 6 West, W.M., with

a date of priority of 1856; and 0.005 cubic foot per second for the domestic use of one family in SWZ NEZ, Section 30, Township 10 South, Range 6 West, W.M., with a date of priority of 1870, said rights being more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Ralph N. Dyer and Donald E. Dyer submitted Proof No. 23, claiming a right to the use of the waters of a spring for domestic use of one family, place of use and diversion in NE½ NW½, Section 31, Township 9 South, Range 6 West, W.M.; the irrigation of 1.9 acres and the watering of twenty-five cattle and fifty sheep directly from Clayton Creek, stock use being in W½ NE½, E½ NW½, Section 31, Township 9 South, Range 6 West, W.M., with a claimed date of priority of 1889. Two signed and notarized statements were submitted stating knowledge of the use of this water in 1889.

The State Engineer has classified 1.9 acres as irrigated in NE½ NW½, Section 31, Township 9 South, Range 6 West, W.M. The land is irrigated by means of a 1" x 3/4" Berkeley centrifugal pump and a half horsepower General Electric motor located in this same forty.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second from the spring for domestic use; and not to exceed 0.024 cubic foot per second from Clayton Creek for the irrigation of 1.9 acres, with a date of priority of 1889. Paragraph 61 of these Findings relates to stock use when no artificial diversion is made. Claimants' rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Norval Embree submitted Proof No. 26, claiming a right to the use of the waters of three springs, tributaries of the Little Luckiamute River, being for the domestic use of one family, including the irrigation of lawn and garden, the watering of fifteen head of stock in NE½ SE½, Section 35, from a spring located within SE½ SE½, Section 35; the watering of stock directly from two springs in NE½ SE½, Section 35, NW½ SW½, Section 36, all in Township 8 South, Range 6 West, W.M., with a claimed date of priority of 1880.

A signed and sworn affidavit was submitted by Golda V. Bowman stating her knowledge of the use of this water from approximately 1906 to 1908, when she lived on this property.

Permit No. 31518, Certificate No. 36342, in the name of Norval Embree, evidences the right for the use of not to exceed 0.01 cubic foot per second from two springs, being 0.005 cubic foot per second from a spring located in SE½ SE½, Section 35 for domestic use in NE½ SE½, Section 35; 0.005 cubic foot per second from a spring for stock use in NW½ SW½,

Section 36, all in Township 8 South, Range 6 West, W.M., with a date of priority of April 27, 1966. The right described by this certificate is entirely included within the right claimed in Proof No. 26.

The State Engineer has classified 0.5 acre lawn and garden 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 the domestic use of one family, including the irrigation of not to exceed 0.5 acre lawn and garden, and 0.005 cubic foot per second for stock use, with a date of priority of 1880. Paragraph 61 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 69 herein.

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James C. Euler submitted Proof No. 27, claiming a right to the use of the waters of a spring located within the Luckiamute River Watershed for domestic use, including the irrigation of lawn and garden, and watering of stock, with a date of priority of 1905. The stock use consisted of twenty sheep in the past and presently four goats, twenty-four chickens and two ducks are watered.

The State Engineer has classified 0.2 acre in SE½ SW½ and 0.1 acre in SW½ SE½, Section 16, Township 9 South, Range 4 West, W.M., 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 the domestic use of one family, including the irrigation of not to exceed 0.3 acre lawn and garden, and 0.005 cubic foot per second for stock use in SE½ SW½, Section 16, from a spring located in SW½ SE½, Section 16, Township 9 South, Range 4 West, W.M., with a date of priority of 1905. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Evans Products Company by Piotr Zenczak, Tree Farm Manager, submitted Proof No. 28, claiming a right to the use of the waters of an unnamed stream, tributary of Price Creek, for the domestic use of one family, irrigation of 0.9 acre in NE½ SE½, Section 26, and the watering of six horses in NW½ SE½, Section 26, Township 10 South, Range 6 West, W.M., with a date of priority of July 1901.

Water is diverted from the unnamed stream in  $SE^{\frac{1}{2}}$   $SE^{\frac{1}{2}}$ , Section 26, by means of one and a half inch gravity flow pipe.

The State Engineer has classified 0.9 acre as irrigated.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.021 cubic foot per second; being 0.005 cubic foot per second for domestic use,

0.011 cubic foot per second for irrigation of 0.9 acre and 0.005 cubic foot per second for stock, with a date of priority of July 1901; said right being more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Kenneth C. Gardner submitted Proof No. 30, claiming a right to the use of the waters of four springs within the Luckiamute River Watershed, being for domestic use of one family from a spring in SW½ NE½, Section 35; the watering of thirty cattle directly from three springs in NW½ SE½, SW½ SE½, Section 35, Township 8 South, Range 6 West, W.M., with a date of priority of 1850.

The water was carried by bucket to the house until a gasoline engine and pump were installed in 1935. An electric motor is presently used.

It appears that this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second from a spring for domestic use for one family, with a date of priority of 1850. Paragraph 61 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 69 herein.

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Eunice Garrett submitted Proof No. 32, claiming a right to the use of the waters of springs and streams, tributaries of McTimmons Creek, for domestic use of one family and the watering of fifty to one hundred sheep, twenty to thirty cattle, two or three horses, twenty hogs and fifty goats, but not all at any one time, with a date of priority of March 11, 1854. The map prepared by the State Engineer, which the claimant has accepted as correct, shows stock use from three springs in  $S^1_2$   $SE^1_4$ , Section 3,  $SE^1_4$   $NE^1_4$ , Section 10; two unnamed streams in  $S^1_2$   $SE^1_4$ , Section 3,  $SE^1_4$   $NE^1_4$ , Section 10, all in Township 9 South, Range 6 West, W.M.

Field investigation disclosed no domestic system installed, only remnants of a collapsed dwelling and a new house under construction. The Polk County Assessor's tax records indicate no improvements on this property since prior to 1958.

On November 10, 1971, Mrs. Garrett was advised by letter that further evidence would be required to substantiate the claim to the domestic use of water.

No additional evidence or testimony was submitted. Therefore, that part of this asserted claim by Proof No. 32 pertaining to domestic use is denied. Paragraph 61 of these Findings relates to the use of water for stock where no artificial diversion is made. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

Anna Maria Govier submitted Proof No. 33, claiming a right to the use of the waters of an unnamed stream, tributary of Soap Creek, for domestic use of one family, including irrigation of lawn and garden, and the watering of twenty-five head of beef, all in SW½ SW½, Section 26, Township 10 South, Range 5 West, W.M., with a date of priority of 1903.

The State Engineer has classified 0.3 acre 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 0.3 acre of lawn and garden, and 0.005 cubic foot per second for stock use, with a date of priority of 1903. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Leonard and Luella Hayes submitted Proof No. 34, claiming a right to the use of the waters of a spring within the Luckiamute River Watershed for domestic use of one family, including the irrigation of lawn and garden, in NE½ SW½, Section 9, Township 11 South, Range 6 West, W.M., with a date of priority of 1900.

The State Engineer has classified 0.2 acre of lawn and garden 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 garden, with a date of priority of 1900. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Earl M. Jambura, Jr. and Phyllis N. Jambura submitted Proofs No. 35 and 37. Proof No. 35 claims a right to the use of the waters of a spring for domestic use of one family, including the irrigation of lawn and garden, place of use and diversion within NE½ SE½, Section 17, Township 8 South, Range 6 West, W.M., with a claimed date of priority of December 1906. Proof No. 37 claims a right to the use of the waters of an unnamed stream for for the irrigation of 0.2 acre in NE½ SE½, Section 17, Township 8 South, Range 6 West, W.M., under a date of priority of December 25, 1906.

An affidavit was submitted by Nelle Ford Westbrook stating her knowledge of the use of this water dating from December 25, 1906, to the present time.

The State Engineer has classified 0.3 acre of lawn and garden irrigated from the spring and 0.2 acre of garden as irrigated from the unnamed stream.

It appears these claimed rights should be limited to a rate of diversion of not to exceed 0.01 cubic foot per second from the spring for domestic use, including the irrigation of not to exceed 0.3 acre lawn and garden, with a date of priority of December 1906, and 0.003 cubic foot per second from an unnamed stream for the irrigation of 0.2 acre of garden, with a date of priority of December 25, 1906. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Henry R. and Joan G. Kaiser submitted Proof No. 39, claiming a right to the use of the waters of Ritner Creek, an unnamed stream and three springs, tributaries of Luckiamute River, for domestic use of one family, including the irrigation of 0.5 acre of lawn and garden, and the watering of stock, being domestic use and 0.3 acre in SW½ NE½ and 0.2 acre in NW½ SE½ from a spring and unnamed stream in SW½ NE½, Section 5, Township 10 South, Range 6 West, W.M.; and the watering of eighty to eighty-five sheep, fifteen to twenty dairy cows, six work horses and fifteen to twenty hogs directly from a spring in SW½ SE½, Section 32, Township 9 South, Range 6 West, W.M., a spring in NE½ NW½, a spring in SW½ NE½, an unnamed stream in NW½ NE½, SW½ NE½, and from Ritner Creek in NE½ SW½, NW½ SE½, all in Section 5, Township 10 South, Range 6 West, W.M., with a claimed date of priority of 1895.

Mr. and Mrs. Kaiser submitted a signed and notarized document from Augustus Lewis Burbank stating his knowledge of the use of this water from 1888, to the present.

The State Engineer has classified 0.7 acre in SW\(\frac{1}{2}\) NE\(\frac{1}{2}\) and 0.2 acre in NW\(\frac{1}{2}\) SE\(\frac{1}{2}\), Section 5, Township 10 South, Range 6 West, W.M., 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 from a spring and an unnamed stream for domestic use, including the irrigation of not to exceed 0.3 acre in SW½ NE½ and 0.2 acre in NW½ SE½, Section 5, Township 10 South, Range 6 West, W.M., with a date of priority of 1895. Paragraph 61 of these Findings relates to the use of water for stock where no artificial diversion is made. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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John Clell and Neva M. Kerber submitted Proof No. 40, claiming a right to the use of the waters of three springs, tributaries of Ritner Creek; for domestic use of one family in NE½ SW½, Section 5, from a spring in SE½ SW½, Section 5, and the watering of five horses directly from two springs in SE½ SW½, Section 5, Township 10 South, Range 6 West, W.M., with a date of priority of 1898.

The domestic water was carried by bucket to the house until 1923, when a gravity pipe was installed.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second from a spring for domestic use, with a date of priority of 1898. Paragraph 61 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 69 herein.

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Lonella Kerber submitted Proof No. 41, claiming a right to the use of the waters of Ritner Creek, Kinsey Creek, and twenty-two springs, tributaries of Luckiamute River, for domestic use of one family, including the irrigation of lawn and garden, from two springs, place of use and points of diversion in NE½ SE½, Section 6, Township 10 South, Range 6 West, W.M.; the watering of one hundred goats, fifty-six cows, one hundred horses and one hundred hogs directly from springs located in W½ SW½, SE½ SW½, Section 32, Township 9 South, Range 6 West, W.M., NW½ NW½, SE½ NW½, Sw½, Section 5, S½ NE½, N½ SE½, Section 6, Township 10 South, Range 6 West, W.M.; from Kinsey Creek in NW½ NW½, Section 5, E½ NE½, Section 6, Township 10 South, Range 6 West, W.M., NW½, NW½, S½ NW½, NE½ SW½, Section 5, NE½ NE½, Section 6, Township 10 South, Range 6 West, W.M., NW½, NW½, NE½ SW½, Section 5, NE½ NE½, Section 6, Township 10 South, Range 6 West, W.M., NW½, NW½, NE½ SW½, Section 5, NE½ NE½, Section 6, Township 10 South, Range 6 West, W.M., with a date of priority of 1898.

The State Engineer has classified 0.5 acre of lawn and garden in NE½ SE½, Section 6, Township 10 South, Range 6 West, W.M., 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 from two springs for domestic use, including the irrigation of not to exceed 0.5 acre of lawn and garden, with a date of priority of 1898. Paragraph 61 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 69 herein.

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George M. and Shirley Arlean Myers, by Charles D. Myers, Sr., submitted Proof No. 42, claiming a right to the use of the waters of Waymire Creek, tributary of Little Luckiamute River, for the irrigation of 0.7 acre and the watering of four head of cattle directly from the stream, all located within SE½ NW½, Section 11, Township 8 South, Range 6 West, W.M., with a date of priority of 1897. An affidavit from Don H. Siefarth was submitted stating his knowledge of the use of this water from 1897 to 1910.

The State Engineer has classified 0.7 acre as irrigated.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.009 cubic foot per second for irrigation of not to exceed 0.7 acre, with a date of

priority of 1897. Paragraph 61 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 69 herein.

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H. Dale and Jeannette M. Overholser submitted Proof No. 43, claiming a right to the use of the waters of Mitchell Creek and a spring, tributaries of Little Luckiamute River, for the domestic use of one family, the irrigation of 1.6 acres and the watering of thirty sheep, two donkeys and a cow directly from the creek, with a date of priority of 1906.

The State Engineer's investigation found the domestic use from a spring and the irrigation of 1.6 acres from Mitchell Creek by means of a 1" x 1½" Barnes centrifugal pump rated at twenty gallons per minute and an electric motor, points of diversion and places of use in NW½ NW½, Section 15, Township 8 South, Range 6 West, W.M. The State Engineer also found the stock watering directly from Mitchell Creek in NW½ NW½, Section 15, and directly from Waymire Creek in NE½ NW½, Section 15.

The claimants have accepted the map prepared by the State Engineer as correct and did claim stock use in NE'z NW'z, Section 15, Township 8 South, Range 6 West, W.M.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second from a spring for domestic use and 0.02 cubic foot per second from Mitchell Creek for the irrigation of 1.6 acres, with a date of priority of 1906. Paragraph 61 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 69 herein.

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Ethel E. Raw submitted Proof No. 44, claiming a right to the use of the waters of Luckiamute River and its tributaries for the watering of fifteen head of stock, with a date of priority of 1880.

The State Engineer's map, which has been accepted as correct by the claimant, shows the diversion of water from a spring to a barn, both in NW½ NW½, Section 16; and the watering of stock directly from four springs located in SE½ SW½, NE½ SE½, NW½ SE½, Section 8, SW½ SW½, Section 9; and from the Luckiamute River in E½ SW½, Section 9, SW½ NE½, E½ NW½, Section 16, all in Township 10 South, Range 6 West, W.M.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second from a spring for stock use, with a date of priority of 1880. Paragraph 61 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 69 herein.

Ward K. Richardson and Katherine A. Richardson submitted Proof No. 45, claiming a right to the use of the waters of Boughey Creek, tributary of Teal Creek, for the irrigation of 3.5 acres within SE½ NW½, Section 29, Township 8 South, Range 6 West, W.M., with a date of priority of 1893.

A certified document perpetuating the testimony of Ward K. Richardson, John O. Chamberlain, Randolph Butler, Fred Chapin and George LeRoy McMurphy, taken April 29, 1954, was submitted stating knowledge of the use of this water dating from 1893 to 1923, when Mr. Richardson purchased the property.

The water is diverted from Boughey Creek in  $NE^{\frac{1}{2}}$   $SW^{\frac{1}{2}}$ , Section 29, and flumed and ditched to the irrigated land.

The State Engineer has classified 4.5 acres in SE½ NW½, Section 29, Township 8 South, Range 6 West, W.M., 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 from Boughey Creek for the irrigation of 3.5 acres, with a date of priority of 1893; said right being more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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Roy C. and Orlene J. Satter submitted Proof No. 46, claiming a right to the use of the waters of six springs within the Luckiamute River Watershed, being for domestic use of one family, including the irrigation of lawn and garden from a spring, both located within NE½ SW½, Section 6; and the watering of five cows and fifteen sheep directly from five springs located in E½ SW½, SW½ SE½, Section 6, all in Township 10 South, Range 6 West, W.M., with a claimed date of priority of 1900.

The State Engineer has classified 0.2 acre of lawn and garden 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 garden, with a date of priority of 1900. Paragraph 61 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 69 herein.

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Frank Donald Schwartz submitted Proof No. 47, claiming a right to the use of the waters of a spring for domestic use of one family, including the irrigation of lawn and garden, and the watering of twenty to thirty cattle and seventy-five to one hundred sheep,

spring and house located in NE½ SE½ and barn in SE½ NE½, Section 8; the watering of stock directly from Bump Creek in NE½ NE½, S½ NE½, SE½ NW½, Section 8, all in Township 10 South, Range 6 West, W.M., with a date of priority of 1880. A statement signed by Wilson Bump, grandson of the owner in 1871, indicates his knowledge to the use of this water.

The original house was built at the location of the present house as shown on the State Engineer's map and the water was carried in a bucket from the spring. In about 1880, the house was moved north approximately four hundred feet and the water was piped in by gravity. This use was continued until the present house was built and a pump installed at the spring.

The State Engineer has classified 0.2 acre in SE½ NE½ and 0.3 acre in NE½ SE½, Section 8, Township 10 South, Range 6 West, W.M., 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 from a spring for domestic use, including the irrigation of not to exceed 0.5 acre of lawn and garden; and 0.005 cubic foot per second for stock use, with a date of priority of 1880. Paragraph 61 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 69 herein.

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Fred and Goldie Sellers submitted Proof No. 48, claiming a right to the use of the waters of an unnamed tributary of the Luckiamute River for domestic use of one family in  $SW_{\frac{1}{4}}$   $NW_{\frac{1}{4}}$ , Section 15; the watering of ten cattle directly from the unnamed tributary in  $SW_{\frac{1}{4}}$   $NW_{\frac{1}{4}}$ ,  $E_{\frac{1}{2}}$   $NW_{\frac{1}{4}}$ , Section 15, Township 8 South, Range 6 West, W.M., with a date of priority of 1881.

The State Engineer's map, which the claimants have accepted as correct, shows the source of domestic water as being a spring located in  $NW_{2}^{1}$ ,  $NW_{2}^{1}$ , Section 15; and the source of stock water as being Mitchell Creek in  $S_{2}^{1}$   $NW_{2}^{1}$  and Waymire Creek in  $E_{2}^{1}$   $NW_{2}^{1}$ , Section 15, Township 8 South, Range 6 West, W.M.

A one and a quarter inch gravity pipeline utilizes twenty-five feet of fall transporting the water to the place of use.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.005 cubic foot per second from a spring for domestic use, with a date of priority of 1881. Paragraph 61 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 69 herein.

Phillip D. and Delia M. Sperling submitted Proof No. 49, claiming a right to the use of the waters of a spring in the Luckiamute River Watershed for the domestic use of one family and the watering of four horses, said spring being located in SW½ SW½, Section 17, and the house and barn in SE½ NW½, Section 20, Township 9 South, Range 4 West, W.M., with a claimed date of priority of the summer of 1904.

A three-fourths inch gravity pipe approximately two thousand five hundred feet in length utilizing thirty feet of fall supplies the house and barn.

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 and 0.005 cubic foot per second for stock use, with a date of priority of the summer of 1904; said right being more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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The Willamette Council of Camp Fire Girls, Inc., by Mary M. Lewis, Executive Director, submitted Proofs No. 50 and 51. Proof No. 50 claims a right for the domestic use of one family, including stock and the irrigation of lawn and garden, from Taylor Spring, both the diversion and place of use located in NW½ NE½, Section 32, Township 8 South, Range 6 West, W.M., with a date of priority of 1877. Proof No. 51 claims a right for the domestic use of one family, including stock and the irrigation of lawn and garden, from Whiskers Spring, both the diversion and place of use located in SE½ NW½, Section 32, Township 8 South, Range 6 West, W.M., with a date of priority of 1892. Three signed and notarized statements were submitted as additional evidence stating knowledge as to the use of these waters for the past eighty years.

Application No. 46907 was submitted by the claimant and Permit No. 35092 issued authorizing the appropriation of, among others, 0.005 cubic foot per second from Taylor Spring for camp use and 0.01 cubic foot per second from Whiskers Spring for domestic use. The sources of appropriation and places of use in these claims appear to be identical to those shown on Permit No. 35092.

The State Engineer has classified 0.4 acre lawn and garden as irrigated from Taylor Spring and 0.1 acre lawn and garden from Whiskers Spring.

It appears these claimed rights should be limited to a rate of diversion of not to exceed 0.01 cubic foot per second from Taylor Spring for domestic use, including stock and the irrigation of not to exceed 0.4 acre lawn and garden, with a date of priority of 1877; and 0.01 cubic foot per second from Whiskers Spring for domestic use, including stock and the irrigation of not to exceed 0.1 acre lawn and garden, with a date of priority of 1892; said rights more particularly set out and described in the tabulation of water rights under Finding 69 herein.

James D. and Juanita M. Wilson submitted Proof No. 54, claiming a right to the use of the waters of four springs and an unnamed stream, tributaries of Luckiamute River, being for the domestic use of one family, including the irrigation of lawn and garden, and the watering of thirty cattle from a spring; said spring, house and barn being within NW½ SE½, Section 26; the watering of stock directly from two springs in NE½ SE½, one spring in SE½ SE½, and an unnamed stream in SW½ SE½, Section 26, all in Township 9 South, Range 6 West, W.M., with a date of priority of 1899. A document signed by Mrs. Albert Jenkins and P. O. Burbank attests to their knowledge of the use of this water from 1899 to August of 1909.

The domestic use is served by a gravity pipeline utilizing twenty-six feet of fall.

The State Engineer has classified 0.1 acre in NE½ SE½ and 0.2 acre in NW½ SE½, Section 26, 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 0.3 acre of lawn and garden, and 0.005 cubic foot per second for stock use, with a date of priority of 1899. Paragraph 61 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 69 herein.

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Thera G. Womer submitted Proof No. 56, claiming a right to the use of the waters of springs and Pedee Creek, tributaries of Luckiamute River, being for the domestic use of one family and the irrigation of 0.8 acre located in NE½ SE½, Section 29, from a spring located in NW½ SW½, Section 28; the watering of about twenty-five milk cows with calves, one hundred goats, six horses and two sows with pigs directly from five springs located in NW½ SW½, Section 28, NE½ SW½, NE½ SE½, NW½ SE½, Section 29, and directly from Pedee Creek in W½ SE½, Section 29, all in Township 9 South, Range 6 West, W.M., with a date of priority of 1902.

Field investigation disclosed the source of domestic and irrigation water as being an unnamed stream with the domestic and irrigation diversion located in NW\( \) SW\( \), Section 28, and a second irrigation diversion located in NE\( \) SE\( \), Section 29. Mrs. Womer, when questioned as to the actual source, stated in her letter of October 30, 1971, the water was in fact diverted from the unnamed stream below the spring. The State Engineer has classified 0.8 acre as irrigated.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.015 cubic foot per second from an unnamed stream, being 0.005 cubic foot per second for domestic use and 0.01 cubic foot per second for the irrigation of 0.8 acres, with a date of priority of 1902. Paragraph 61 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 69 herein.

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Piotr Zenczak submitted Proof No. 57, claiming a right to the use of the waters of an unnamed spring, tributary of Vincent Creek, for one family domestic use and the watering of fifty beef cattle; said spring, house and barn being located in NW\ NE\, Section 9, Township 11 South, Range 6 West, W.M., with a date of priority of July 1904.

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 and 0.005 cubic foot per second for stock use, with a date of priority of July 1904; said right being more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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

PROOF NO.	NAME OF CLAIMANT	SOURCE	PRIORITY	NUMBER OF STOCK
1	Clyde G. and Doris A. Anderson	Unnamed creek	1905	15 cattle and horses
2	Albert F. Armstrong	Soap Creek	1870	60 cattle 50 sheep
3	Peter Paul Baltran	Luckiamute River, three springs and two streams	1904	50 cattle
7	Wilson Bump	Six springs	1870	10 cattle 50 sheep
10	Cecil Carey	Two unnamed streams	1903	15 head stock
11	Cecil Carey	Unnamed stream	1903	15 head stock
12	Cecil Carey	Four springs	1903	20 head stock
16	Lester C. Cline	Luckiamute River	1897	20 cattle 100 sheep
19	Verda Crook	Luckiamute River	1908	20 sheep 1 cow 2 calves

PROOF NO.	NAME OF CLAIMANT	SOURCE PI	RIORITY	NUMBER OF STOCK
24	Israel Eddy	Woods Creek & Plunkett Creek	1885	15 cattle 20 sheep
25	Israel Eddy	Luckiamute River, unnamed stream & spring	1905	15 cattle 20 sheep 25 goats
31	Kenneth Gardner	Spring & stream	1897	30 beef
36	Earl M. Jambura, Jr. Phyllis N. Jambura	Two springs, unnamed stream & Dutch Creek	Dec. 25, 1906	40 cattle or 80 sheep
38	Herman D. and Mildred Johnson	Unnamed stream	1907	60 cattle
52	Ivan and Cleone Williams	Luckiamute River	1895	20 cattle 50 sheep
53	Hazel Lee Wilson	Four springs	1890	35 beef 60 sheep
55	Paul A. and Doris M. Wilson	Three springs & Luckiamute River	1902	6 horses 8 cattle

It appears the above-named claimants should be allowed rights for stock watering directly from the above-stated streams, with priority dates as claimed. Paragraph 61 of these Findings relates to stock use when no artificial diversion is made.

Claimants' rights for stock watering, as allowed herein, are more particularly set out and described in the tabulation of water rights under Finding 69 herein.

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# 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 Luckiamute River 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 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 Luckiamute River 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.

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### 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 Luckiamute River 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.

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# 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.

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# 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;

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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.

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#### 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 water is made, the stock drinking directly from the stream as it flows through claimants lands, or from springs which arise on claimants lands. In these claims, a definite date of priority is asserted and the number of head of stock declared. The Oregon Water Code is based on the Appropriation Doctrine which requires a physical diversion of a measurable quantity of water for beneficial use at a specific location. Stock drinking directly from a stream does not meet all the requirements of an appropriative right. The accessibility of water for this purpose was a prime consideration in the claiming of land by the early settlers of the Oregon country. Therefore, this use, which is a benefit to the claimant, is hereby recognized and made a matter of record, as a privilege but is not an appropriative right subject to change in use, place of use, or point of diversion.

All claimants who have filed herein statements and proofs of claim asserting a right to the use of water from springs or streams for stock purposes by stock drinking directly therefrom on lands owned by claimants, and which rights have been recognized herein, hereby are allowed, subject to the provisions herein, sufficient water from the claimed source for a reasonable number of stock, not exceeding the number of stock asserted by claimant in connection with his statement and proof of claim.

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### 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.

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# DOMESTIC USE, DOMESTIC AND STOCK USE, STOCK USE

The right to divert and use the waters of Luckiamute River 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.

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# IRRIGATION SEASON

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

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### PLACE OF MEASUREMENT

The place of measurement of the water to which any appropriator of the waters of Luckiamute River 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.

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## RIGHTS APPURTENANT TO LAND

The rights to the use of the waters of Luckiamute River 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 Luckiamute River 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.

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#### DIVERSIONS GOVERNED BY PRIORITIES AND BENEFICIAL USE

Except as otherwise determined herein, the order of rights of the respective appropriators of the waters of Luckiamute River 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 finding herein, the rights of the claimants to the use of the waters of Luckiamute River 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 right 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
ANDERSON, Clyde G. and Doris A. Route 1, Box 39 Philomath, Oregon (Proof No. 1)	1905			Stock direct 15 head		Unnamed stream	Lot 2 (SE½ NW½) Lot 3 (SW½ NE½) Section 9 T. 11 S., R. 6 W., W.M.
(See Findings 55 and 61)				Lot 3 and tha State Highway	t part of L , Section 9	ot 2 which Township	ribed as follows: lies east of Kings Valley ll south, Range 6 west of unty of Benton and State of
ARMSTRONG, Albert F. 3520 Spicer Road Albany, Oregon (Proof No. 2) (See Findings 55 and 61)	1870			Stock direct 60 cattle 50 sheep		Soap Creek	SW½ NW½, NW½ SW½, SW½ SW½ all as projected within Wiles D.L.C. 42 Section 12 NW½ NW½ as projected within Wiles D.L.C. 42 NW½ NW½, SW½ NW½, SE½ NW½ all as projected within Hugharts D.L.C. 41 Section 13 T. 10 S., R. 5 W., W.M.
				Beginning at D. L. C. No. the Willamett of John Wiles to the center line of said in said road tree marked I County road, road No. 444, South 22° 35½ South 12° 40°	a stone, th 50 in Section e Meridian, D. L. C. N line of th road South which point INE, thence South 62° 3 thence aloo West 16.0 West 15.56 1½" pipe,	e Northeas on 12, Town and running o. 42, Northe e County ro 49° 41' Eas is 30.5 1 continuing 0' East 18 ng the cen 32 chains to	t corner of Francis Writsman aship 10 South, Range 5 West of any thence along the West line th 18° 41' East 53.07 chains and, thence along the center at 32.606 chains to the angle inks South 33° West of an ashig along the center line of .748 chains to center of County ter line of Road No. 444 to an angle in said road and a point 20 feet South 77° th 77° 32' West 49.576 chains
7				No. 50, Towns Meridian, and line of said 59' East 22.7 24.802 chains chains to a partner of thence South South 34° 12' Stambaugh's 13/4" pipe the	of the South hip 10 Sout running th Claim 31.69 71 chains t to a ½" pi coint 32 lin 23° 59' Wes East of a and, thence Northeast hains along	east corner h, Range 5 ence North 3 chains to o a ½" pipe pe, thence ks South 4 t 8.782 ch 3/4" pipe North 34° corner of the North	st line 33.453 chains North r of Francis Writsman D. L. C. West of the Willamette 5° 47' West along the East o a ½" pipe, thence North 89° e, thence South 5° 47' East South 47° 29' East 14.276 7° 29' East of a ½" pipe, ains to a point 35.7 links the East corner of J. A. 12' West 13.289 chains to a said Stambaugh land, thence line of said land to begin-
				Beginning at D. L. C. No. of the Willam East along the pipe which is corner of sai to a ½" pipe, pipe, thence center of the pipe, thence 59' East 12.240' East 28.44	a stone, th 50, in Sect ette Meridi e East line 65.146 cha d Claim, th thence Sou South 47° 2 County Roa along the c 06 chains t	e Northeas ion 12, Tor an, and rur of said C ins North ence North th 5° 47' 9' East 14 d 32 links enter line o the anglo	t corner of Francis Writsman whip 10 South, Range 5 West ming thence South 5° 47' laim 15.24 chains to a ½" 5° 47' West of the Southeast 89° 59' East 22.771 chains East 24.802 chains to a ½" .276 chains to a point in the South 47° 29' East of a ½" of the County Road North 23° e of the road and North 12° 20 feet South 77° 32' East of est 49.576 chains to beginning.
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use		
BALTRAN, Peter Paul Route 1, Box 97 Philomath, Oregon (Proof No. 3) (See Findings 55 and 61)	1904			Stock direct 50 beef cattle		3 springs, 2 unnamed streams & Luckiamute River	NW½ Section 12 T. 10 S., R. 7 W., W.M.		
BERGMAN, Rachel C. and Dell Route 1, Box 23 R Philomath, Oregon (Proof No. 4)	1905	0.0125	1.0	Irrigation	Pump	Price Creek	0.2 acre in SW½ NW½ 0.8 acre in NW½ SW½ both as projected within Norton D.L.C. 43 Section 21		
(See Findings 19 and 61)				Stock direct 30 head		Price Creek	SEL NEL, NEL SEL both as projected within Norton D.L.C. 43  Section 20		
							NW½ SW½ as projected within Norton D.L.C. 43 Section 21		
						Luckiamute River	NE½ SE½, NW½ SE½ both as projected within Norton D.L.C. 43 Section 20		
·				Beginning at a one inch pipe driven in the south line south 86° 51' east 54.846 chains from the southwest corner of the Donation Land Claim of Lucius C. Norton, Claim No. 43, in Township 10 south, Range 6 west of Willamette Meridian; the north 86° 51' west 12.102 chains to the center of the Lucki mute River; thence northerly following the center of said r north 51° west 4.50 chains; north 65° 30' west 8.00 chains; north 85° 05' west 7.20 chains; north 20° west 3.00 chains; north 63° west 3.00 chains; north 31° 42' west 5.366 chains north 49° 51' west 7.80 chains; north 10° west 4.00 chains; thence north 32° east 6.00 chains; north 57° 20' east 16.30 chains; north 21° 56' west 1.377 chains to a point which is 1.596 chains south 89° 58' west of a ½" x 27" bolt; thence leaving said river north 89° 58' east 26.136 chains to an iron rod driven in the east line of the west half of said claim; thence south 29' west along the said division line 40.318 chains to the place of beginning.					
BOESE, August and Marie Route 2, Box 109	1859	0.005		Domestic		Spring	NE支 SW支 Section 15		
Dallas, Oregon (Proof No. 5) (See Findings 20		0.001	0.1	Irrigation	Hand pump- ed or carried	Waymire Creek	0.1 acre in NE½ SW½ Section 15		
and 61)				Stock direct 10 head		Spring	Lot 3 (NW호 SW호) Section 15		
						Waymire Creek	SE \ NW\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\		
		Complete to		Beginning at the quarter S	a point Nor ection corn	th 80° 30' er on the \$	rribed as follows: West 16.70 chains from South line of Section 15, the Willamette Meridian,		
				LUCKIAMUTE R	IVER - Polk	and Benton	Counties Page 66		
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
				80° 30' West	17.55 chain ains; and t	s; thence 1	nd running thence North North 36.58 chains; thence n 39.67 chains to the place
BUMP, Wilson Route 2, Box 84 Monmouth, Oregon (Proof No. 6) (See Findings 21	1885	0.01		Domestic, including 0.25 acre lawn and garden	Pipeline	Spring	NW½ SW½ as projected within Gearhart D.L.C. 56 Section 9
and 61)		0.005		Stock tank	Pipeline	Spring	NW½ SW½ as projected within Gearhart D.L.C. 56 Section 9
			A COMPANY OF THE PROPERTY OF T	Stock direct 10 cattle 50 sheep		Spring	NE½ NW½ as projected within Gearhart D.L.C. 56 Section 9 T. 10 S., R. 6 W., W.M.
				That portion Benton and Po Gearhart and ship 10 S. Ra line of the p Valley crosse thence West 1 109.85 rods, corner of C. of the preser center of sai iron pipe, th thence northe point where t D. L. C. No.	of the foll 1k Counties wife D. L. nge 6 West, resent Count s the South 46.21 rods; more or les L. Bump's 1 it County Ro d road 632 ence East t rly followi he same cro 56, thence	owing description, Oregon: C. No. 56 is beginning ty road leathence Nor an in and; thence ad, thence feet to a posses the Nor East to the East to the context.	cribed as follows: cibed premises situate in Being a part of the John W. In Sections 8 and 9, Town- at a point where the center ading from Pedee to King's aid D. L. C. No. 56, running oth 27 rods thence Easterly con pipe at the Northwest a East 418 feet to the center Northerly following the coint 30 feet East of an are of the Lucimute River, ter line of said river to a orth boundary line of said a Northeast corner of said ince West to the place of
(Proof No. 7) (See Findings 55 and 61)	1870			Stock direct 10 cattle 50 sheep		6 springs	SE½ NW½, as projected within Welch D.L.C. 41 SW½ SW½, SE½ SW½, NW½ SE½ all as projected within Hooker D.L.C. 48 Section 13
							NW½ NW½ as projected within Hooker D.L.C. 48 Section 24 T. 9 S., R. 6 W., W.M.
BURBANK, Eva M. Route 2, Box 125 Monmouth, Oregon (Proof No. 8)	About 1890	0.01	and the state of t	Domestic, including 0.4 acre lawn and garden	Pump	Spring	NW½ SE½ as projected within Gilliam D.L.C. 55 Section 32
(See Findings 22 and 61)			A CANADA	Stock direct 25 cattle 25 sheep 2 horses		Spring & 2 unnamed streams	NW½ SE½ as projected within Gilliam D.L.C. 55 Section 32 T. 9 S., R. 6 W., W.M.
							cribed as follows: of the Donation Land Claim
				LUCKIAMUTE F	RIVER - Polk	and Bento	n Counties Page 67
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
				5,154, in Sec Range Six (6) State of Oreg North 18.03 c one hundred t	tion thirty West of th on, and run hains; then hirty (130) hains to th	three (33) e Willamett ning thence ce West six feet; then	(55), Notification Number, Township Nine (9) South, the Meridian, in Polk County, the East 35.00 chains; thence the try (60) feet; thence North the West 34.09 chains; thence beginning, containing 69.78
BUSH, Gracen L. and Jessie O. Route 1, Box 76 Philomath, Oregon	1896	0.005	, , , , , , , , , , , , , , , , , , ,	Domestic	Pipeline	Spring	SE½ NW½ as projected within Allen D.L.C. 42 Section 29
(Proof No. 9) (See Finding 23)		0.005		Stock tank	Pipeline	Spring	SE½ NW½ as projected within Allen D.L.C. 42 Section 29
		0.005		Stock tank	Pipeline	Unnamed stream	NE½ NW½ as projected within Allen D.L.C. 42 Section 29 T. 10 S., R. 6 W., W.M.
CAREY, Cecil Route 2, Box 96 Dallas, Oregon (Proof No. 10) (See Findings 55 and 61)	1903			Stock direct 15 head		2 unnamed streams	NW½ NE½, NE½ NW½, SE½ NW½ all as projected within Waymire D.L.C. 47 Section 22 T. 8 S., R. 6 W., W.M.
(Proof No. 11) (See Findings 55 and 61)	1903			Stock direct 15 head		Unnamed stream	NW½ NE½ as projected within Waymire D.L.C. 47 Section 22 T. 8 S., R. 6 W., W.M.
(Proof No. 12) (See Findings 55 and 61)	1903			Stock direct 20 head		4 springs	NE½ SW½ Lot 5 (SE½ SW½) Section 15 NE½ NW½ as projected within Waymire D.L.C. 47 Section 22 T. 8 S., R. 6 W., W.M.
CATES, E. M. Route 2, Box 196 Monmouth, Oregon (Proof No. 13)	1900	0.005		Domestic	Pipeline	Spring	NW½ NE½ as projected within Zumwalt D.L.C. 49 Section 26
(See Finding 24)		0.005		Stock tanks	Pipeline	Spring	SW½ SE½ as projected within Zumwalt D.L.C. 49 Section 23 NE½ NE½, NW½ NE½ both as projected within Zumwalt D.L.C. 49 Section 26 T. 9 S., R. 6 W., W.M.
				LUCKIAMUTE F	RIVER - Polk	and Bentor	n Counties Page 68
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
CHAPMAN, Ben and Vivian M. Route 1, Box 68 Monmouth, Oregon (Proof No. 14)	1908	0.01		Domestic, including 0.2 acre lawn and garden	Pump	Spring	NE戈 SE戈 Section 29
(See Findings 25 and 61)		0.005		Stock tank	Pump	Spring	NE¼ SE¼ Section 29
				Stock direct 5 horses 9 sheep		Unnamed stream	NE¼ SE¼ Section 29 T. 8 S., R. 5 W., W.M.
				Beginning at of the 1/4 cor South, Range County, Orego an Oak Stake;	an iron pipo ner between 5 West of to n; and runn thence Nor chains; the	e 5.058 cha Section 28 he Willamet ing thence th 89° 34' nce South 8	ribed as follows: ains South from the stone and 29 in Township 8 te Meridian in Polk South 15.072 chains to West 26.54 chains; thence 39° 37' East 26.54 chains
CLAY, Henry P.  Route 1, Box 113  Philomath, Oregon (Proof No. 15) (See Finding 26)	About 1905	0.01		Domestic, including 0.5 acre lawn and garden, and stock	Pipeline	Unnamed stream	NW% SE% as projected within Van Peer D.L.C. 41 Section 30 T. 10 S., R. 6 W., W.M.
				Beginning at No. 41, in Tw chains to the upstream nort north 29° wes	the southea p. 10 S. R. south bank h 85° west t 4.40 chai hains, then	st corner of 6 WWM, the of the Luc 9 chains, ras; thence ce east 40	ribed as follows:  of the Henry van Peer D.L.C.  ence running north 12.73  kiamute River, thence  north 40° west 8 chains,  west 23.71 chains, thence  chains to the place of  re or less.
CLINE, Lester C. Route 1, Box 163 Independence, Oregon (Proof No. 16) (See Findings 55 and 61)	1897			Stock direct 20 cattle 100 sheep		Luckiamute River	e SE½ SE½ as projected within Steeprow D.L.C. 61 Section 18  NE½ NE½ as projected within Steeprow D.L.C. 61 Section 19 T. 9 S., R. 4 W., W.M.
CONDRON, Comfort	1902	0.005		Domestic	Pipeline	Spring	NW½ NW½
Route 2, Box 164 Monmouth, Oregon (Proof No. 17) (See Findings 27 and 61)  188-17 V.43 Pg 311				Stock direct 20 cattle 40 sheep 5 horses		3 unnamed streams	Section 33  Lot 2 (NE½ NW½)  NW½ NW½  Lot 4 (SW½ NW½)  Lot 3 (SE½ NW½)  Section 33
						Pedee Creek	NE½ NE½, NW½ NE½ Lot 5 (SE½ NE½) Section 32 T. 9 S., R. 6 W., W.M.
				LUCKIAMUTE R	NIVER - Polk	and Benton	n Counties Page 69
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
COSGROVE, Chester Route 1, Box 47 Philomath, Oregon (Proof No. 18)	1906	0.011	0.9	Irrigation	Pump	Plunkett Creek	0.9 acre in NE½ NW½ as projected within King D.L.C. 39 Section 33
(See Findings 28 and 61)				Stock direct 10-12 cattle 50 ewes		Plunkett Creek	SW½ SW½ as projected within King D.L.C. 39 Section 28
							NE¼ NW¼, SE¼ NW¼ both as projected within King D.L.C. 39 Section 33
	A MARINE OF THE PROPERTY OF TH						T. 10 S., R. 6 W., W.M.
				Commencing at tion No 5145 thence East t along said ro Claim No. 39, thence South	the Southwin Township the Kings ad to the Nother Weston the Westontaining 90	est corner Ten South, Valley Cou orth line of t to the We line of sa	ribed as follows: of Claim No. 39, Notifica- Range Six West, and running nty Road, thence following f the South half of said est line of said claim, id claim to the place of acres, more or less, in
CROOK, Verda 718 Hayter Street Dallas, Oregon (Proof No. 19)	1908			Stock direct 20 sheep 1 cow 2 calves		Luckiamute River	NE½ SW½, NW½ SE½ both as projected within Smith D.L.C. 50 Section 8
(See Findings 55 and 61)			!		All property and the second pr	5 A B B	T. 9 S., R. 5 W., W.M.
DAVIS, Frank O. and Beulah V. Route 2, Box 86 Monmouth, Oregon	1852	0.01		Domestic, including 0.2 acre lawn and garden	Pipeline	Spring	NE½ NW½ as projected within Grant D.L.C. 57 Section 9
(Proof No. 20) (See Findings 29 and 61)				Stock direct 25 head		3 springs and 1 unnamed stream	SE½ SW½, SW½ SE½ both as projected within Grant D.L.C. 57 Section 4 T. 10 S., R. 6 W., W.M.
,				Beginning at Grant Donation of the Willam thence North degrees East chains; thence South 84 degressid Grant Do	the most We n Land Clainette Meridi 71 degrees 25.03 chaine North 23 rees West 27 nation Landst line of s	sterly Sout m in Townsh an in Polk East 5.0 ch s; thence N degrees Wes 60 chains Claim; the aid Grant I	ribed as follows: hwest corner of the R. J. hip 10 South, Range 6 West County, Oregon, and running hains; thence North 85 North 9 degrees West 22.21 st 14.40 chains; thence to the West line of the ence South 5 degrees East conation Land Claim 39.80
DUNN, Richard L. and Francis T. Route 1, Box 78 Philomath, Oregon (Proof No. 21) (See Finding 30)	1856	0.005		Domestic	Pipeline	Spring	SEt NEt as projected within Van Peer D.L.C. 41 Section 30 T. 10 S., R. 6 W., W.M.
(Proof No. 22) (See Finding 30)	1870	0.005		Domestic	Pipeline	Spring	SW½ NE½ as projected within Van Peer D.L.C. 41 Section 30 T. 10 S., R. 6 W., W.M.
	Table of the state			LUCKIAMUTE F	RIVER - Polk	and Benton	n Counties Page 70
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Name and Postoffice Address of Appropriator	Date of Relative	Amount Cubic Feet	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
10.24.0	Priority	Per Second	Acres				Frace of USE
DYER, Ralph N. and DYER, Donald E. Route 2, Box 116	1889	0.005		Domestic	Pipeline	Spring	NE뉳 NW뉳 Section 31
Monmouth, Oregon (Proof No. 23) (See Findings 31 and 61)		0.024	1.9	Irrigation	Pump	Clayton Creek	1.9 acres in NE½ NW½ as projected within Hall D.L.C. 57 Section 31
			CONTRACTOR OF THE PROPERTY OF	Stock direct 25 cattle 50 sheep		Clayton Creek	NW¼ NE¼, SW¼ NE¼, NE½ NW½, SE½ NW½ all as projected within Hall D.L.C. 57 Section 31 T. 9 S., R. 6 W., W.M.
EDDY, Israel RFD #1 Philomath, Oregon (Proof No. 24) (See Findings 55	1885			Stock direct 15 cattle 20 sheep		Woods Creek	SEL NWL, NEL SWL both as projected within King D.L.C. 39 Section 28
and 61)						Plunkett Creek	NW\(\frac{1}{2}\) SW\(\frac{1}{2}\) SW\(\frac{1}{2}\) Both as projected within King D.L.C. 39  Section 28  T. 10 S., R. 6 W., W.M.
				Beginning 25 and South 21. tion Land Clait being Clai Willamette Me or less, to t along the Nor the Northwest boundary line Corner of the King, as her line of the d Northwesterly	feet North 92 chains f im of Isaac m No. 39, T ridian, run he North bo th boundary Corner of of said c1 land set a dower right ower lands along the	of a point rom the Nor King and A with the condition of sa said claim, aim 35.92 cont to Alm, running to the center of said chart to Said chart to Alm, running to the center of said chart to Said chart to Alm, running to the center of said chart to Alm, running to the center of said chart to Alm, running to the center of said chart center of said chart canter cant	ribed as follows: which is 36.20 chains East thwest Corner of the Dona- lmeda J. King, his wife, South, Range 6 West of the North 21.54 chains, more of said claim, thence West id claim 36.20 chains to thence South along the West hains to the Southwest leda Zumwald, formerly Almeda hence East along the South er of the County Road, thence aid County Road, to a point thence East to the place of
40262 (Proof No. 25) (See Findings 55 and 61)	1905		The state of the s	Stock direct 15 cattle 20 sheep 25 goats		Spring, unnamed stream & Luckiamute River	NW\( \frac{1}{2} \) SE\( \frac{1}{2} \) Section 19 T. 10 S., R. 6 W., W.M.
EMBREE, Norval Route 2, Box 185 Dallas, Oregon (Proof No. 26)	1880	0.01	And Andrews Control of the Control o	Domestic, including 0.5 acre lawn and garden	Pipeline	Spring	NE½ SE½ as projected within Burns D.L.C. 56 Section 35
(See Findings 32 and 61)		0.005		Stock tank	Pipeline	Spring	NE½ SE½ as projected within Burns D.L.C. 56 Section 35
				Stock direct 15 head		2 springs	NE¼ SE¼ as projected within Burns D.L.C. 56 Section 35
				LUCKIAMUTE R	IVER - Polk	and Benton	Counties Page 71
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
EMBREE, Norval (con't.)							NW½ SW½ as projected within Burns D.L.C. 56 Section 36 T. 8 S., R. 6 W., W.M.
				Beginning at tion Land Cla West of the W South 58° 30' chains to the Northwesterly	the Southweim No. 56, illamette MEast 18.87 South line along the 8° 15' East	st corner of Sec. 35, To eridian, in chains; the of the Couston Line of the pla	ribed as follows: of the William Burns Dona- wnship 8 South, Range 6 a Polk County, Oregon; thence mence North 28° East 26.45 anty Road No. 865; thence of said right of way to a ace of beginning; thence beginning.
EULER, James C. Route 1, Box 130 Independence, Oregon (Proof No. 27) (See Finding 33)	1905	0.01		Domestic, including 0.3 acre lawn and garden	Pump	Spring	Lot 6 (SE½ SW½) 0.2 acre in Lot 6 (SE½ SW½) 0.1 acre in SW½ SE½ Section 16
(See Finding 33)		0.005		Stock tanks	Pump	Spring	Lot 6 (SE½ SW½)  Section 16 T. 9 S., R. 4 W., W.M.
				Beginning at east corner of in Township 9 Polk County, 761.20 feet; Section 16 in south line of	a point whif the Medder South, Ran Oregon; the thence South said Towns said Section East 103.00	ch is 446.4 r Vanderpoor ge 4 West of nce North 3 h 1320.00 f hip and Rar on 864.20 f	ribed as follows: 2 feet East from the North- 1 Donation Land Claim No. 63 2 of the Willamette Meridian in 384.12 feet; thence East 384.12 feet; thence East 384.12 feet; thence East 384.12 feet; thence South line of 384.12 feet; thence West along the 384.12 feet; thence North 236.03 385.03 feet to the
EVANS PRODUCTS CO., by Piotr Zenczak, Tree Farm Manager,	July 1901	0.005		Domestic	Pipeline	Unnamed stream	NEኒ SEኒ Section 26
P. O. Box E Corvallis, Oregon (Proof No. 28)		0.011	0.9	Irrigation	Pipeline	Unnamed stream	0.9 acre in NE½ SE½ Section 26
(See Finding 34)		0.005		Stock tank	Pipeline	Unnamed stream	NW½ SE½ Section 26 T. 10 S., R. 6 W., W.M.
FORRY, James E. and Elizabeth Y. Route 2, Box 187-A Monmouth, Oregon (Proof No. 29)	Right ac	quired u	nder St	ate Engineer's	Permit No.	30396, Cer	rtificate No. 34719
GARDNER, Kenneth C. Route 2, Box 184 Dallas, Oregon (Proof No. 30)	1850	0.005		Domestic	Pump	Spring	SW½ NE½ as projected within Gardner D.L.C. 42 Section 35
(See Findings 35 and 61)				Stock direct 30 head beef		3 springs	NW½ SE½, SW½ SE½ both as projected within Gardner D.L.C. 42 Section 35 T. 8 S., R. 6 W., W.M.
				LUCKIAMUTE F	IVER - Polk	and Benton	n Counties Page 72
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Name and the same of the same	Date of	Amount	<u> </u>				
Name and Postoffice Address of Appropriator	Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
GARDNER, Kenneth C. (Proof No. 31) (See Findings 55 and 61)	1897			Stock direct 30 head beef		Spring & stream	NW½ NE½ Section 3 T. 9 S., R. 6 W., W.M.
GARRETT, Eunice P. O. Box 514 Sisters, Oregon (Proof No. 32) (See Findings 36 and 61)	March 11 1854			Stock direct 50-100 sheep 20-30 cattle 2-3 horses 20 hogs 50 goats		3 springs	SW\( \text{SE\( \text{t} \) Section 3 SE\( \text{t} \) NE\( \text{t} \) as projected within McTimmonds D.L.C. 44 Section 10
						2 unnamed streams	SW\(\frac{1}{2}\) SE\(\frac{1}{2}\) Section 3  Lot 5 (NE\(\frac{1}{2}\) NE\(\frac{1}{2}\) NE\(\frac{1}{2}\) NE\(\frac{1}{2}\) NE\(\frac{1}{2}\) NE\(\frac{1}{2}\) as projected within McTimmonds D.L.C. 44  SE\(\frac{1}{2}\) NE\(\frac{1}{2}\) as projected within McTimmonds D.L.C. 44  Section 10  T. 9 S., R. 6 W., W.M.
			, manual man	Domestic use	denied		
GOVIER, Anna Maria 1635 N, 27th Street Corvallis, Oregon (Proof No. 33)	1903	0.01		Domestic, including 0.3 acre lawn and garden	Pipeline	Unnamed stream	SW½ SW½ as projected within Moodie D.L.C. 46 Section 26
(See Finding 37)		0.005		Stock tank	Pipeline	Unnamed stream	SW½ SW½ as projected within Moodie D.L.C. 46 Section 26 T. 10 S., R. 5 W., W.M.
HAYES, Leonard and Luella Route 1, Box 38 Philomath, Oregon (Proof No. 34) (See Finding 38)	1900	0.01		Domestic, including 0.2 acre lawn and garden	Pipeline	Spring	NEt SWt Section 9 T. 11 S., R. 6 W., W.M.
JAMBURA, Earl M., Jr. and Phyllis N. P. O. Box 22 Falls City, Oregon (Proof No. 35) (See Finding 39)	December 1906	0.01		Domestic, including 0.3 acre lawn and garden	Pipeline	Spring	NEt SEt as projected within Eversz D.L.C. 57 Section 17 T. 8 S., R. 6 W., W.M.
(Proof No. 36) (See Findings 55 and 61)	Dec. 25, 1906			Stock direct 40 cattle or 80 sheep		2 springs	NW½ SW½ as projected within Eversz D.L.C. 57 Section 16 NE½ SE½ as projected within Eversz D.L.C. 57 Section 17
						Unnamed stream	NEt SEt, SEt SEt both as projected within Eversz D.L.C. 57 Section 17
				LUCKIAMUTE R	IVER - Polk	and Bento	n Counties Page 73
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
JAMBURA, Earl M., Jr. and Phyllis N. (Proof No. 36) (con'	t.)					Dutch Creek	SW½ SE½ as projected within Eversz D.L.C. 57 Section 17 T. 8 S., R. 6 W., W.M.
(Proof No. 37) (See Finding 39)	Dec. 25, 1906	0.003	0.2	Irrigation	Hose	Unnamed stream	0.2 acre in NE½ SE½ as projected within Eversz D.L.C. 57 Section 17 T. 8 S., R. 6 W., W.M.
JOHNSON, Herman D. and Mildred Route 2, Box 38 Monmouth, Oregon (Proof No. 38) (See Findings 55 and 61)	1907			Stock direct 60 cattle		Unnamed stream	NEW NEW, NWW NEW both as projected within Lewis D.L.C. 55  Section 19 T. 9 S., R. 5 W., W.M.
KAISER, Henry R. and Joan G. Route 2, Box 97 Monmouth, Oregon (Proof No. 39) (See Findings 40 and 61)	1895	0.01		Domestic, including 0.5 acre lawn and garden	Pipelines and pump	Spring and stream	SW½ NE½ 0.3 acre in SW½ NE½ 0.2 acre in NW½ SE½ all as projected within S. Ritner D.L.C. 59 Section 5 T. 10 S., R. 6 W., W.M.
				Stock direct 80-85 sheep 15-18 cows 6 horses 15-20 hogs		3 springs	Lot 7 (SW\(\frac{1}{2}\) Section 32  T. 9 S., R. 6 W., W.M.  Lot 3 (NE\(\frac{1}{2}\) NW\(\frac{1}{2}\)  SW\(\frac{1}{2}\) NE\(\frac{1}{2}\)  as projected within  S. Ritner D.L.C. 59  Section 5
		,				Unnamed stream	NW\(\frac{1}{2}\) NE\(\frac{1}{2}\) both as projected within S. Ritner D.L.C. 59  Section 5
,						Ritner Creek	NE½ SW½, NW½ SE½ both as projected within S. Ritner D.L.C. 59 Section 5 T. 10 S., R. 6 W., W.M.
KERBER, John Clell and Neva M. 910 S. Galley Ave. Lincoln City, Oregon (Proof No. 40)	1898	0.005		Domestic	Pipeline	Spring	NE½ SW½ as projected within S. Ritner D.L.C. 59 Section 5
(See Findings 41 and 61)				Stock direct 5 horses		2 springs	Lot 7 (SE½ SW½) SE½ SW½ as projected within S. Ritner D.L.C. 59 Section 5 T. 10 S., R. 6 W., W.M.
				Beginning at 1/4 Section Li ship 10 South	a point in ne running , Range 6 W	the center1 North and S est of the	ribed as follows: ine of the County Road on the outh through Section 5, Town- Willamette Meridian in Polk .865 chains N. 0° 51' W. of
				LUCKIAMUTE F	RIVER - Polk	and Bentor	Counties Page 74
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
				thence S 0° 5 chains; thence N 6° 00' E 3. center of the	1' E 10.630 e N 13° 30' 498 chains; said County	chains; the E 3.335 che thence N 1 y Road; the	said section 5; and running hence N 89° 30' W 10.818 hains; N 12° 15' E 3.673 chains 6° 30' E 3.144 chains to ence S 68° 25' E 7.615 chains; ace of beginning.
KERBER, Lonella Route 2, Box 94 Monmouth, Oregon (Proof No. 41)	1898	0.01		Domestic, including 0.5 acre lawn and garden	Pipeline	2 springs	NE½ SE½ Section 6 T. 10 S., R. 6 W., W.M.
(See Findings 42 and 61)				Stock direct 100 goats 56 cows 100 horses 100 hogs		22 springs	NW½ SW½, SW½ SW½, SE½ SW½ all as projected within Heath D.L.C. 56 Section 32 T. 9 S., R. 6 W., W.M.
							NW\( \text{NW\( \frac{1}{2} \) \text{SW\( \frac{1}{2} \) \text{SW\( \frac{1}{2} \) \text{SW\( \frac{1}{2} \) \text{SW\( \frac{1}{2} \) \text{SE\( \frac{1}{2} \) \text{NE\( \frac{1}{2} \) \text{SE\( \frac{1}{2} \) \text{NE\( \frac{1}{2} \) \text{SE\( \frac{1}{2} \) \text{NE\( \frac{1}{2} \) \text{SE\( \frac{1}{2} \) SE\( \f
						Kinsey Creek	Lot 4 (NW½ NW½)  Section 5  Lot 1 (NE½ NE½)  SE½ NE½  Section 6  T. 10 S., R. 6 W., W.M.
						Ritner Creek	Lot 8 (SE½ SE½) SE½ SE½ as projected within Heath D.L.C. 56 Section 31 T. 9 S., R. 6 W., W.M.
?							Lot 4 (NW½ NW½) SW½ NW½ Lot 5 (SE½ NW½) Lot 6 (NE½ SW½) Section 5 NE½ NE½ as projected within
							Heath D.L.C. 60 Lot 1 (NE½ NE½) Section 6 T. 10 S., R. 6 W., W.M.
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
MYERS, George M. and Shirley Arlean by Charles D. Myers, Sr., Agent 223 W. Buist Ave. Phoenix, Arizona	1897	0.009	0.7	Irrigation Stock direct 4 cattle	Pump	Waymire Creek Waymire Creek	0.7 acre in SE½ NW½ Section 11 SE½ NW½ Section 11 T. 8 S., R. 6 W., W.M.
(Proof No. 42) (See Findings 43 and 61)				Beginning 12. the quarter of South, Range Oregon; and rethence South center of the of 7.47 chair distance of 3	40 chains E corner betwe 6 West of t unning then 27° 40' Eas County Roa as along sai 3.71 chains	ast and 6.1 en Sections he Willamet ce North a t a distand d; thence S d road; the along said	ribed as follows: 7 chains North 45° East from 10 and 11 in Township 8 te Meridian, in Polk County, distance of 20.14 chains; e of 19.28 chains to the 30uth 51° 33' West a distance ence North 79° 42' West a road; thence South 59° 50' ag said road to the point of
OVERHOLSER, H. Dale and Jeannette M. Route 2, Box 111 D	1906	0.005	of all and a constant of the c	Domestic	Pipe	Spring	Lot 1 (NW첫 NW첫) Section 15
Dallas, Oregon (Proof No. 43) (See Findings 44		0.02	1.6	Irrigation	Pump	Mitchell Creek	1.6 acres in Lot 1 (NW坛 NW坛) Section 15
and 61)				Stock direct 30 sheep 2 donkeys		Mitchell Creek	Lot 1 (NW첫 NW첫) Section 15
				1 cow		Waymire Creek	NE½ NW½ Section 15 T. 8 S., R. 6 W., W.M.
,				Beginning at W. of the Will North 89 degr Section 15 a South 89 degr west corner No. 51; then the center of 34 links for 4.45 chains; thence South degrees 20 m land describ County, Oreg 30 min. West North 83 deg corner of th in said Sect	the Northwellamette Merrees 45 min. distance of rees 45 min. of the Henry e South 2.2 f the county a witness; thence South 64 degrees in. West 5.9 ed in Volume on, which pofrom the Sorees 30 min. e John A. Krion 15; then	st corner of idian in Post 25.12 cha West from Willoughby 5 chains; road, from thence South 17 degree West 4.50 3 chains to 51, page and in is 1.80 west 24.7 amer D.L.C. ice West 5.	cribed as follows:  of Section 15 of T. 8 S. R. 6  olk County, Oregon; thence he North boundary of said ins to a stake at 5.00 chains the iron pipe at the South- y D.L.C. Not. No. 5592, Claim thence East 14.47 chains to m which an iron pipe is west th 20 degrees 15 min. West es 45 min. West 4.40 chains; chains; thence South 25 o the South boundary of the 268, Deed Record of Polk 7 chains North 83 degrees rner of said land; thence 0 chains to the Northeast . Not. No. 5279, Claim No. 49 40 chains; thence North 15.20 ontaining 56.00 acres more or
RAW, Ethel E. 3460 Polk N.W. Corvallis, Oregon	1880	0.005		Stock tank	Pipeline	Spring	Lot 7 (NW½ NW½) Section 16
(Proof No. 44) (See Findings 45 and 61)			The state of the s	Stock direct 15 head		4 springs	Lot 10 (SE\(\frac{1}{2}\) SW\(\frac{1}{2}\) Lot 7 (NE\(\frac{1}{2}\) SE\(\frac{1}{2}\) Section 8 SW\(\frac{1}{2}\) Section 9
						Luckiamut River	e Lot 5 (NEኒ SWኒ) SEኒ SWኒ Section 9
				LUCKIAMUTE	RIVER - Poli	and Bento	n Counties Page 76
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
RAW, Ethel E. (con't.)							SW½ NE½ as projected within Chambers D.L.C. 46 Lot 6 (NE½ NW½) NE½ NW½ as projected within Chambers D.L.C. 46 SE½ NW½ as projected within Chambers D.L.C. 46 Section 16 T. 10 S., R. 6 W., W.M.
RICHARDSON, Ward K. and RICHARDSON, Katherine A. 22 Forestview Lane Falls City, Oregon (Proof No. 45) (See Finding 46)	1893	0.044	3.5	Irrigation	Unnamed	Boughey Creek	3.5 acres in SE½ NW½ Section 29 T. 8 S., R. 6 W., W.M.
SATTER, Roy C. and Orlene J. Route 2, Box 93 A Monmouth, Oregon (Proof No. 46)	1900	0.01		Domestic, including 0.2 acre lawn and garden	Pipeline	Spring	NE호 SW호 Section 6
(See Findings 47 and 61)				Stock direct 5 cows 15 sheep		5 springs	NE½ SW½, SE½ SW½, SW½ SE½ Section 6 T. 10 S., R. 6 W., W.M.
SCHWARTZ, Frank Donald 2070 N.W. Dogwood Corvallis, Oregon (Proof No. 47) (See Findings 48 and 61)	1880	0.01		Domestic, including 0.5 acre lawn and garden	Pump	Spring	NE½ SE½ 0.3 acre in NE½ SE½ 0.2 acre in SE½ NE½ all as projected within Gearhart D.L.C. 56 Section 8
		0.005		Stock tank	Pump and pipeline	Spring	SE½ NE½ as projected within Gearhart D.L.C. 56 Section 8
,				Stock direct 20-30 cattle 75-100 sheep		Bump Creek	NE' NE', SW' NE', SE' NE', SE' NW' all as projected within Gearhart D.L.C. 56 Section 8 T. 10 S., R. 6 W., W.M.
SELLERS, Fred and Goldie 541 Riverview	1881	0.005		Domestic	Pipeline	Spring	Lot 2 (SW눛 NW눛) Section 15
Drive, N.W. Salem, Oregon (Proof No. 48)				Stock direct 10 head		Mitchell Creek	Lot 2 (SW눛 NW눛) SE눛 NW눛 Section 15
(See Findings 49 and 61)						Waymire Creek	NE½ NW½, SE½ NW½ Section 15 T. 8 S., R. 6 W., W.M.
				Beginning at of John A. Kr South, Range County, Orego	the Northea amer, Not. six West of n, and runn	st corner of No. 5279, ( the Willar ing thence	cribed as follows: of the Donation Land Claim Claim No. 49, in Township 8 nette Meridian, in Polk South 22.60 chains; thence the Dallas-Falls City
				LUCKIAMUTE F	RIVER - Poll	and Bento	n Counties Page 77
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
				road to a poi	nt which is e of beginn to the plac	S. 83 deg	with the center of said . 30' East 27.75 chains e North 83 deg. 30' West ning, containing 47.27
SPERLING, Phillip D. and Delia M. Route 1, Box 159 Independence, Oregon (Proof No. 49)	Summer 1904	0.005		Domestic	Pipeline	Spring	SE½ NW½ as projected within Vanderpool D.L.C. 63 Section 20
(See Finding 50)		0.005		Stock tank	Pipeline	Spring	SE½ NW½ as projected within Vanderpool D.L.C. 63 Section 20 T. 9 S., R. 4 W., W.M.
WILLAMETTE COUNCIL OF CAMP FIRE GIRLS, INC., by Mary M. Lewis, Executive Director, 2555 State Street Salem, Oregon (Proof No. 50) (See Finding 51)	1877	0.01		Domestic, including 0.4 acre lawn and garden, and stock	Pipeline	Taylor Spring	NW½ NE½ Section 32 T. 8 S., R. 6 W., W.M.
(Proof No. 51) (See Finding 51)	1892	0.01		Domestic, including 0.1 acre lawn and garden, and stock	Pump	Whiskers Spring	SE½ NW½ Section 32 T. 8 S., R. 6 W., W.M.
WILLIAMS, Ivan and Cleone Route 2, Box 39 Monmouth, Oregon (Proof No. 52) (See Findings 55 and 61)	1890			Stock direct 20 cattle 50 sheep		Luckiamut River	e NE½ NE½ as projected within Simpson D.L.C. 70 Section 19 T. 9 S., R. 5 W., W.M.
WILSON, Hazel Lee 5420 State Street Salem, Oregon (Proof No. 53) (See Findings 55 and 61)	1890			Stock direct 35 beef 60 sheep		4 springs	Lot 1 (NE½ NE½)  NW½ NE½ as projected within Tedrow D.L.C. 54  NE½ NW½ as projected within Tedrow D.L.C. 54  SE½ NW½ as projected within Tedrow D.L.C. 54  Section 33 T. 9 S., R. 6 W., W.M.
WILSON, James D. and Juanita M. Route 1, Box 226 Monmouth, Oregon	1899	0.01		Domestic, including 0.3 acre lawn and garden	Pipeline	Spring	NW\(\frac{1}{2}\) 0.2 acre in NW\(\frac{1}{2}\) SE\(\frac{1}{2}\) 0.1 acre in NE\(\frac{1}{2}\) Section 26
(Proof No. 54) (See Findings 52 and 61)		0.005		Stock tank	Pipeline	Spring	NW첫 SE첫 Section 26
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
WILSON, James D. and Juanita M. (con't.)				Stock direct 30 cattle		3 springs	NEł SEł, SEł SEł Section 26
						Unnamed stream	SW½ SE½ Section 26 T. 9 S., R. 6 W., W.M.
WILSON, Paul A. and Doris M. Route 2, Box 40 Monmouth, Oregon	1902			Stock direct 6 horses 8 cattle		3 springs	Lot 7 (SW눛 SW눛) Section 25
(Proof No. 55) (See Findings 55 and 61)						Luckiamute River	Lot 9 (SW\(\frac{1}{2}\) NW\(\frac{1}{2}\) SW\(\frac{1}{2}\) NW\(\frac{1}{2}\) as projected within Zumwalt D.L.C. 49 SW\(\frac{1}{2}\) NW\(\frac{1}{2}\) as projected within Sebring D.L.C. 59 SE\(\frac{1}{2}\) NW\(\frac{1}{2}\) as projected within Zumwalt D.L.C. 49 NW\(\frac{1}{2}\) SW\(\frac{1}{2}\) as projected within Sebring D.L.C. 59 Lot 8 (NW\(\frac{1}{2}\) SW\(\frac{1}{2}\)) Section 25 T. 9 S., R. 6 W., W.M.
WOMER, Thera G. Route 2, Box 164 Monmouth, Oregon (Proof No. 56)	1902	0.005		Domestic	Pipeline	Unnamed Stream	NE½ SE½ as projected within Gage D.L.C. 51 Section 29
(See Findings 53 and 61)		0.01	0.8	Irrigation	Pipeline	Unnamed stream	0.8 acre in NE½ SE½ as projected within Gage D.L.C. 51 Section 29
				Stock direct 25 cows with calves 100 goats 6 horses 2 sows with pigs		5 springs	NW之 SW之 as projected within Gage D.L.C. 51 Section 28 NE之 SW之, NE之 SE之, NW之 SE之 all as projected within Gage D.L.C. 51 Section 29
						Pedee Creek	NW\( SE\( \), SW\( \) SE\( \) both as projected within Gage D.L.C. 51 Section 29 T. 9 S., R. 6 W., W.M.
ZENCZAK, Piotr Route 1, Box 40 Philomath, Oregon (Proof No. 57) (See Finding 54)	July 1904	0.005		Domestic	Pipeline	Spring	NW½ NE½ as projected within Lenderkin D.L.C. 58 Section 9
		0.005		Stock tank	Pipeline	Spring	NW\( \) NE\( \) as projected within Lenderkin D.L.C. 58 Section 9 T. 11 S., R. 6 W., W.M.
				LUCKIAMUTE R	IVER - Polk	and Benton	Counties Page 79
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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 Luckiamute River 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 30 day of August 1973.

CHRIS L. WHEELER

State Engineer