

(NORTH POWDER RIVER)

BE IT REMEMBERED, That at a regular term of the Circuit Court of the State of Oregon, for the county of Union, begun and held at the Court House in the City of La Grande, in said County and State, on Monday, the 7 day of Feby. A. D., 1916, the same being the first Monday of said month, and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable, J. W. KNOWLES, JUDGE PRESIDING

COLON R. EBERHARD, DISTRICT ATTORNEY

ED. WRIGHT, CLERK

AUGUST HUG, SHERIFF.

WHEN, on Monday the 1 day of May, A. D., 1916, or the 66<sup>th</sup> Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the determination )  
of the relative rights to the waters )  
of North Powder River, and its tri- )  
butaries, a tributary of Powder River. )  
----- )

Now at this time this cause came on for decree upon the findings and order of determination of the Board of Control as modified by Circuit Court of Union County, Oregon, and as modified and approved by the Supreme Court on appeal in accordance with the Mandate of said Supreme Court hereij set out as follows:

" BE IT REMEMBERED, that at a regular term of the Supreme Court of the State of Oregon, begun and held at the court room in the city of Salem, on the first Monday the 5th day of October, 1914.

WHEREUPON on this Tuesday the 10th day of November, 1914, the same being the seventeenth judicial day of said term, there were present:

Thomas A. McBride, Chief Justice  
Frank A. Moore, Associate Justice  
Henry J. Bean, Associate Justice  
George H. Burnett, Associate Justice  
Robert Eakin, Associate Justice  
William M. Ramsey, Associate Justice  
Charles L. McNary, Associate Justice  
J. C. Moreland, Clerk

when the following proceedings were had:

In the Matter of the Determination )  
of )  
the Relative Rights to the Waters )  
of North Powder River and its )  
tributaries, a Tributary of Powder )  
River, in Union and Baker Counties, )  
Oregon. )

DEPARTMENT TWO  
APPEAL FROM UNION.

This cause having on the 29th day of June, 1914, been duly tried, argued and submitted to the court upon and concerning all the questions arising upon the transcript, record and evidence, and then reserved for further consideration. And the court having duly considered all the said questions, as well as the suggestions made by counsel in their argument and briefs finds that there is partial error as alleged. It is therefore ordered, adjudged and decreed by the court that the decree of the Court below in this cause rendered and entered be and the same is modified as set forth in the opinion of the court filed herein.

And it is further ordered that neither party recover costs in this court or in the court below.

And it is further ordered that this cause be remanded to the court below from which this appeal was taken, with directions to enter a decree in accordance herewith and to modify the decree of the court below in this cause rendered and entered as set forth and determined in the opinion of the court rendered herein, and when so modified said decree of the court below shall be affirmed and stand as the decree of this court in this cause."

The Board of Control appearing by James T. Chinnock, and Geo. T. Cochran, of the Board; water users, C. E. Davis, et als, appearing by Crawford & Eakin of counsel; water users James H. Hutchinson et als, appearing by C. H. Finn of counsel; the North Powder Mercantile & Milling Co., J. D. McPhee, James Dalton and P. L. Smith, appearing by C. E. Cochran of counsel, and the claimants, S. L. Baer, et als., appearing by Claude McCulloch of counsel; and the court being now fully advised in the premises, and in pursuance of the said Mandate of our said Supreme Court herein filed and entered in this court,

It is therefore ordered, adjudged and decreed, that the modified findings and order of determination of the said Board of Control filed in this court on June 18th, 1913, are here now modified in the following particulars, to-wit:

1. That in so far as said findings and modified determination of the said Board of Control attempts to limit and confine the waters diverted and used to the lands of the respective parties therein described and upon which said waters have been heretofore used, and prohibits their use upon any other lands, the said findings and Order of Determination should be and the same is here now set aside and held for naught.

2. That in so far as said findings and modified Order and Determination fixes and determines the rights of the contestees, S. L. Baer, et als, and limits said contestees to five hundred and twenty-five miner's inches of water with priority as of 1907, the same should be and is here now set aside, and the said contestees are here now awarded One Hundred miner's inches of the waters of said

North Powder River with priority as of 1868, the same to be diverted through the Mansfield Ditches and returned to Little Muddy Creek immediately below the lands of A. J. and Lucinda Hartung; and said contestees are further awarded six hundred miner's inches, or fifteen second feet of the waters of the North Powder River with priority as of 1907 to be diverted through said Mansfield Ditches.

3. That in so far as said findings and modified Order and Determination of said Board of Control attempts to limit the rights of said claimants and water users to divert and use the waters of said stream for irrigation purposes to commence April 15th, and end September 1st, of each year, the same should be and is here now set aside and held for naught; and the said claimants and water users are hereby decreed to be entitled to divert and use for irrigation purposes, according to their respective priorities, one miner's inch of water per acre from the 1st day of March to the 1st day of July, and one half inch per acre from the 1st of July to the 1st of October of each year.

4. That in so far as said findings and modified Order and Determination of said Board of Control, finds and awards to the North Powder Mercantile & Milling Company, one thousand miner's of the waters of the North Powder River for power purposes in the operation of its flouring mill at North Powder, Oregon, with priority as of 1870, during the months and seasons of each year, the same is here now set aside and held for naught; and it is here now found, ordered, adjudged and decreed, that said North Powder Mercantile & Milling Company have no rights to either divert or use any of the waters of the North Powder River for power or other purposes during the months of July or August of each and every year, and that the claimants and water users here in on said stream above said Milling plant have acquired by adverse user for more than ten years prior to the commencement of this proceeding the right to divert and use for irrigation purposes upon their respective lands all of the waters of the said North Powder River and its tributaries during the said months of July and August of each and every year.

5. That in so far as said findings and modified Order and Determination of said Board of Control finds and awards to J. D. McPhee, James Dalton, and P. L. Smith four hundred miner's inches of the waters of said stream for irrigation purposes during the months of July and August of each year with priority as of 1870 by purchase from the North Powder Mercantile & Milling Company, the same is here now set aside and held for naught, and it is further ordered, adjudged and decreed that neither said J. D. McPhee, James Dalton or P. L. Smith or either of them, have, hold, possess or own or hold any right whatever by purchase from the North Powder Mercantile & Milling Company to any of the waters of said stream for irrigation or other pur-

poses during the months of July and August of each year.

That said findings and modified Order and Determination of the said Board of Control as herein above modified is here now in all things approved and confirmed and is here now made the findings, and Order of Determination of the relative rights of all claimants of, in and to the waters of North Powder River and its tributaries. And for the purpose of definitely fixing and settling the amount of water to which each of said water users are entitled with the date of priority, including the ditch through which the same is diverted and the lands upon which the same have been used, the tabulated statement made by the said Board of Control, and filed and submitted to the court as part of their Order of Determination, and as modified by this court, and the said Supreme Court is here now adopted and approved and is made a part of this decree as follows.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount <del>per acre</del> <del>per second</del> <del>sec. ft.</del>	Number Acres	Use	Name of Ditch and interest	Stream	Description of Land or Place of Use
<u>NORTH POWDER RIVER</u>							
-1450 John Ashworth Haines, Oregon.	1880 ✓ 1898 ✓	0.45 2.55	18 102	Irr.	Hearing & Angel 1/2 int.	✓ ✓	38 ac. in NW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub> ; 37 ac. in NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub> ; 18 ac. in NW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub> ; 27 ac. in SE <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub> ;  Tp. 7 S.R. 38 E.W.M. all in Baker County, Oregon.
5113 -1451 John Brant, North Powder, Ore.	1899 ✓	3.90	155 <sup>1</sup> / <sub>2</sub>	Irr.	Smith- McPhee & Tanner	✓	39 a. in NE <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub> ; 27 ac. in NW <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub> ; 8 ac. in SW <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub> ; 40 ac. in SE <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub> ; Sec. 35 Tp. 6 S.R. 39 E.W.M. 28 ac. in NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub> ; - 13 <sup>1</sup> / <sub>2</sub> ac. in SE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub> Sec. 2; Tp. 7 S.R. 39 E.W.M. All in Baker County, Oregon.
-1452 J. E. Burnside Haines, Ore.	1900 ✓	1.00	14	Irr	Warfield- Burnside 1/4 int.	✓	14 ac. in SE <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub> ; Sec. 21 Tp. 7 S.R. 38 E.W.M., in Baker County, Oregon.
-1453 Sam & W. A. Carnes North Powder, Ore.	1886 ✓	2.97	119	Irr.	Kelsey- Wilson	✓	40 a. in SW <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub> ; Sec. 32 Tp. 6 S.R. 39 E.W.M. 10 ac. in NW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub> ; 39 ac. in NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub> ; 30 ac. in NW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub> ; Sec. 5 Tp. 7 S.R. 39 E.W.M., all in Baker County, Oregon.
-1454 Glayton Coleman Baker, Ore.	1893 ✓ 1906 ✓	1.73 .75	69 30	Irr.	Mansfield 1/8 int.	✓ ✓	10 ac. in SE <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub> ; 30 ac. in NE <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub> ; Sec. 14 40 ac. in NE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub> ; 19 ac. in NW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub> ; Sec. 23 T. 7 S.R. 38 E.W.M., all in Baker County, Oregon.

5.2 ac. CANCELED Spec. Or. V. 38 p. 23

*Transferred  
to  
Certs. of Water Right  
Issued - Nos. 13545  
13546*

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount <del>in Stock</del> <del>Sec. 77.</del>	Number Acres	Use	Name of Ditch & Interest	Stream	Description of Land or Place of Use
2-1455 C.E. & A.B. Davis North Powder, Ore.	1873 ✓ 1888 ✓ 1906 ✓	1.75 12.40 .38	70 496 15	Irr. Dom & Stock	Powers Co. 1/7 int.	✓ ✓ ✓	28½ ac. in SW¼SW¼; 19½ ac. in SE¼SW¼; 15½ ac. in SW¼SE¼; 12½ ac. in SE¼SE¼; Sec. 36 1½ ac. in NE¼SE¼; 38½ ac. in SE¼SE¼; Sec. 35 Tp. 6 S.R. 38 E.W.M. 160 ac. in NE¼; 80 ac. in E¼NW¼; 40 ac. in NW¼NW¼; 37 ac. in SW¼NW¼; 80 ac. in N¼SE¼; Sec. 1 40 ac. in NE¼NE¼; 38 ac. in SE¼NE¼; Sec. 2 Tp. 7 S.R. 38 E.W.M., in Baker.
2-1455 C.E. & A.B. Davis North Powder, Ore.	1877 ✓ 1903 ✓	1.73 3.75	69 150½	Irr. Dom. & Stock	Bulger 1/3 int.	✓ ✓	26 ac. in NE¼NE¼; 1½ ac. in NW¼NE¼; 36½ ac. in SE¼NE¼; Sec. 11 80 ac. in N¼NW¼; 39 ac. in SW¼NW¼; 38 ac. in SE¼NW¼; Sec. 12 Tp. 7 S.R. 38 E.W.M. in Baker County, Ore.
2-1452 J. S. Davis North Powder, Ore.	1874 ✓	2.1	84	Irr. & Dom.	Davis- Dalton 1/3 int.	✓	21½ ac. in NW¼SW¼; 11½ ac. in SW¼SW¼; Sec. 36 17½ ac. in SE¼NE¼; 33½ ac. in NE¼SE¼; Sec. 35 Tp. 6 S.R. 38 E.W.M., in Baker County, Ore.
2-1456 J. S. Davis North Powder, Ore.	1887 ✓	5.58	223	Irr. & Dom.	Davis- Kelsey 1/4 int.	✓	1½ ac. in NE¼NE¼; 7½ ac. in NW¼NE¼; 80 ac. in S¼NE¼; 16½ ac. in NE¼NW¼; 25 ac. in NW¼NW¼; 18 ac. in SW¼NW¼; 32 ac. in SE¼NW¼; Sec. 36 34½ ac. in NE¼NE¼; 8 ac. in SE¼NE¼; Sec. 35 Tp. 6 S.R. 38 E.W.M., in Union County, Oregon.
55562 2-1457 W.S. Dougherty North Powder, Ore. Sp. Or. v. 37, 267 T-5224	1904 ✓	7.3	292	Irr.	Warfield Burnside 1/8 int.	✓	40 ac. in NE¼SE¼; 33 ac. in SE¼SE¼; Sec. 7 21 ac. in NE¼NE¼; 2 ac. in SE¼NE¼; Sec. 18 12½ ac. in NW¼SW¼; 23 ac. in SW¼SW¼; Sec. 8

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount in Dollars Sec. ft.	Number Acres	Use	Name of Ditch & Interest	Stream	Description of Land or Place of Use
-1457 W.S. Dougherty (continued)							36 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 38 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 26 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 20 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 17 Tp. 7 S.R. 39 E.W.M. in Baker County, Ore.
-1458 Laura A. Dodson Baker, Ore.	1865 ✓ 1873 ✓ 1886 ✓	1.33 3.50 .53	53 140 21	Irr. & Dom.	Old Powers Power Co. & J.L. Dodson, Ditches		30 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 30 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 37 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 37 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 35 Tp. 6 S.R. 38 E.W.M. All in Baker and Union Counties, Oregon.
-1459 J. L. Dodson Baker, Ore.	1884 ✓ 1906 ✓	2.50 .75	100 30	Irr. & Dom.	Daley, Powers Co. & Gardner Mill, Race Ditches		29 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 34 Tp. 6 S.R. 38 E.W.M. in Union County, Ore. 23 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 38 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 34 Tp. 6 S.R. 38 E.W.M., in Baker County, Oregon.
65136 James Dalton North Powder, Ore.	1888 ✓	4.31	172 $\frac{1}{2}$	Irr. Dom. & Stock	Kelsey- Wilson		40 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 34 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 18 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 10 40 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 2 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
65136 & 72429 James Dalton North Powder, Ore.	1888 ✓	5.20	208	Irr. Dom. & Stock	Davis- Dalton		38 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 37 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 38 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 6 3 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 9 17 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 37 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 21 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 16 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 4 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
T-6365 Δ POD SP OR V 44 P 463							
65136 James Dalton North Powder, Ore.	1893 ✓	8.40	336	Irr. Dom & Stock	Smith- McPhee & Tanner		40 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 10 17 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 39 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 160 ac. in SW $\frac{1}{4}$ ; Sec. 3 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore. NORTH POWDER RIVER

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Paid for Section Sec. ft.	Number Acres	Use	Name of Ditch & Interest	Stream	Description of Land or Place of Use
2-1461 S.A. Daugherty North Powder, Ore.	1881 ✓ 1874 ✓	4.55 .18	182 7	Irr. Dom. & Stock	Powers Co. ✓ Gardner Mill Race ✓		80 ac. in S $\frac{1}{2}$ NE $\frac{1}{4}$ ; 39 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 33 15 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 15 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 28 Tp. 6 S.R. 38 E.W.M., in Baker County, Ore.
2-1462 B. P. Doherty Pendleton, Ore.	1903 ✓	1.00	38 $\frac{1}{2}$	Irr. & Stock	Kelsey- Wilson ✓		38 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 32, Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
2-1462 B. P. Doherty Pendleton, Ore.	1893 ✓	2.8	112	Irr. & Stock	Smith, McPhee & Tanner ✓		37 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 39 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 36 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 32 Tp. 6 S.R. 39 E.W.M., all in Baker and Union Counties, Oregon.
2-1463 L. M. Dougherty North Powder, Oregon.	1898 ✓	3.13	125	Irr. Dom & Stock	Smith, McPhee & Tanner ✓		80 ac. in N $\frac{1}{2}$ NE $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 5 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 10 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
2-1464 Allie Dalton North Powder, Oregon.	1904 ✓	1.00	36	Irr.	Ellis ✓ <del>Cancelled Sp.Or.Rec.Vol</del>		16 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 20 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 28 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
64218 2-1465 Grant Dalton North Powder, Oregon.	1887 ✓ 1897 ✓ 1904 ✓	2.00 2.00 1.00	80 CANCELED 80 CANCELED 35 $\frac{1}{2}$	Irr.	Cancelled Sp.Or.Rec.Vol. 43 p 175 Davis- Kelsey & Ellis ✓		160 ac. in SE $\frac{1}{4}$ ; CANCELED only Sec. 21 16 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 16 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 3 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 22 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
2-1466 Ben Fisher Haines, Ore.	1880 ✓	.5		Suppl Irr.	Bulger ✓		A right to supplement the flow of certain springs for the irrigation of; 38 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 3 26 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 10 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.

Suppl. to Cert. # 4149 - Powder River Decree



Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount <del>Some are</del> <del>Sec. 17</del>	Number Acres	Use	Name of Ditch & Interest	Stream	Description of Land or Place of Use
1535 H. K. Fisher Haines, Ore.	1877 ✓ 1905 ✓	1.37 .13	80 9½	Irr & Dom.	Bulger 1/8 int.		34 ac. in SW¼NE¼; 16½ ac. in NE¼SE¼; 39 ac. in NW¼SE¼; Sec. 10 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
1467 W. L. Goff North Powder, Ore. Canceled Sp.Or.Rec.Vol. 43 p. 358	1897 ✓ 1893 ✓ 1904 ✓	1.00 1.00 1.00	32 38 35½	Irr.	Davis- Kelsey Pearson Ellis		18 ac. in NE¼NE¼; CANCELED 20 ac. in NW¼NE¼; 31 ac. in SE¼NE¼; 20 ac. in NE¼NW¼; 12 ac. in NW¼NW¼; Sec. 28 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
1468 William N. Gardner North Powder, Ore.	1862 ✓ 1870 ✓	None → 2.18	87	Dom & Stock Irr.	Gardner Mill Race		40 ac. in NE¼SW¼; 40 ac. in NW¼SW¼; 7 ac. in SE¼SW¼; Sec. 33 Tp. 6 S.R. 38 E.W.M., in Baker County.
1468 William N. Gardner North Powder, Ore.	1871 ✓ 1875 ✓ 1895 ✓	.75 .93 .50	30 37 20	Irr. Dom & Stock	Hunsaker Powers Co.		17 ac. in NE¼NW¼; 21 ac. in NW¼NW¼; 21 ac. in SW¼NW¼; 28 ac. in SE¼NW¼; Sec. 33 Tp. 6 S.R. 38 E.W.M., in Baker County.
1469 J. H. Hutchinson Union, Ore.	1873 ✓ 1895 ✓ 1903 ✓	3.45 5.68 2.94	190 313 162	Irr. Dom. & Stock	Side Hill		10 ac. in NE¼NE¼; 40 ac. in NW¼NE¼; 38½ ac. in SW¼NE¼; 40 ac. in SE¼NE¼; 40 ac. in NE¼SW¼; 9 ac. in SE¼SW¼; 38 ac. in NW¼SW¼; 17½ ac. in SW¼SW¼; 40 ac. in NW¼SE¼; Sec. 7 Tp. 7 S.R. 39 E.W.M., 3 ac. in SW¼NE¼; 39 ac. in SE¼NE¼; 80 ac. in N½ SE¼; Sec. 3 30 ac. in NE¼NE¼; 80 ac. in S½ NE¼; 160 ac. in SE¼; Sec. 12 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.

pt. ch. pt. of Div. Sp. Ov. Vol. 7 p 497



Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second SEC. 11.	Number Acres	Use	Name of Ditch & interest.	Stream	Description of Land or Place of Use
2-1470 W. R. Hutchinson Union, Ore.	1871 ✓ 1883 ✓ 1899 ✓	4.00 1.24 1.00	160 50½ 40	Irr. Dom & Stock	Gardner Mill Race	✓ ✓ ✓	32 ad. in NE¼NE¼; Sec. 3 40 ac. in NW¼NE¼; 35 ac. in SW¼NE¼; 40 ac. in NE¼NW¼; 40 ac. in NW¼NW¼; 36½ ac. in SW¼NW¼; 27 ac. in SE¼NW¼; Sec. 2 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1470 W. R. Hutchinson Union, Ore.	1879 ✓	1.68	95	Irr.	Blume- Zilkey (¼ int.)	✓	19 ac. in NW¼NE¼; 40 ac. in SW¼NE¼; 36 ac. in NE¼NW¼; Sec. 14, Tp. 7 S.R. 38 E.W.M., in Baker County
2-1470 W. R. Hutchinson Union, Ore.	1879	2.64	105½	Irr.	Ellis	✓	37 ac. in NE¼SE¼; 29 ac. in NW¼SE¼; 4½ ac. in NE¼SW¼; Sec. 36 Tp. 6 S.R. 38 35 ac. in NW¼SW¼; Sec. 31 Tp. 6 S.R. 39 E.W.M., in Union, Oregon
2-1471 Chas. E. Hutchinson North Powder.	1902 ✓	2.26	90½	Irr.	Side Hill & Gardner Mill Race	✓	23½ ac. in NE¼SE¼; 30½ ac. in SE¼SE¼; Sec. 2 36½ ac. in SW¼SW¼; Sec. 1 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1472 Dora B. Hutchinson Union, Ore.	1903 ✓	1.68	198	Irr.	Blume- Zilkey (¼ int.)	✓	160 ac. in NE¼; 20 ac. in NE¼SE¼; 18 ac. in NW¼SE¼; Sec. 13 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1473 Mary F. Hutchinson Union, Oregon	1871 ✓	2.00	80	Irr. & Stock	Gardner Mill Race	✓	80 ac. in E½ SW¼; Sec. 35 Tp. 6 S.R. 38 E.W.M., in Baker County, Ore.
2-1474 Will F. Hutchinson North Powder, Ore.  Pt. of div. changed - Sp. Or. Vol. 5, p. 579	1896 ✓	3.56	142½	Irr.	Davis- Kelsey	✓	80 ac. in E½ SW¼; 36½ ac. in NW¼SW¼; 26 ac. in SW¼SW¼; Sec. 21 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet <del>per second</del> sec.ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
N. J. Hoberg							See W. C. Nicholson, deceased, estate of
2-1475 Albert Hutchinson North Powder, Ore.	1879 ✓ 1896 ✓	3.50 1.04	140 41½	Irr.	Ellis ✓	✓	39 ac. in NE¼SE¼ Sec. 31 35 ac. in SE¼NW¼; 40 ac. in SW¼NW¼; 19 ac. in NE¼SW¼; 38 ac. in NW¼SW¼; Sec. 32 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
2-1475 Albert Hutchinson North Powder, Ore.	1896 ✓	1.45	58	Irr.	Kelsey- Wilson. no.int, ✓	✓	18 ac. in NE¼SW¼; 40 ac. in SE¼SW¼; Sec. 32 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
2-1476 Seth Hart Haines, Ore.	1887 ✓ 1903 ✓	2.18 .70	100 32	Irr. & Dom.	Bulger ✓	✓	23 ac. in SE¼SW¼; 29 ac. in SW¼SE¼; 40 ac. in SE¼SE¼; 40 ac. in SW¼SW¼; Sec. 11 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1476 Seth Hart Haines, Ore.	1904 ✓	.64	25½	Irr.	Dutch Flat ✓	✓	5½ ac. in NW¼SW¼; 20 ac. in SW¼SW¼; Sec. 10 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1477 M. Ella Haskin Haines, Ore.	1875 ✓ 1889 ✓	1.88 .55	75 22	Irr.	John Williams ✓	✓	22 ac. in SE¼SW¼; 35 ac. in SW¼SE¼; 40 ac. in SE¼SE¼; Sec. 15 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1478 A. J. Hartung 80543 Haines, Ore. T-5937	1878 ✓	1.66	66½	Irr.	Nicholson & Hartung ✓	✓	26½ ac. in SW¼SW¼ Sec. 15 40 ac. in NW¼NW¼; Sec. 22 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
45456 Lucinda Hartung Haines, Ore. T-3853 APOD	1886 ✓ 1898 ✓	1.00 .25	40 10	Irr.	Mansfield ✓ 1/4 int. ✓ Nicholson- Hartung	✓	10 ac. in NW¼SW¼; Sec. 15 40 ac. in NE¼NW¼; Sec. 22 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second sec.ft.	Number Acres	Use	Name of Ditch & Interest	Stream	Description of Land or Place of Use
2-1480 Samuel Hearing Dec'd Estate of: Susan J. Hearing Fidelia A. Harpham James A. Hearing Harvey F. Hearing Hattie C. Hearing Nellie M. Hearing Earnie W. Hearing Earl F. Hearing Sameul L. Hearing Heirs at Law.	1884 ✓	2.00	80	Irr. & stock	Bulger 1/6 int.	✓	40 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 15 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
	1877 ✓	2.33	93	Irr. & stock	John Williams 1/3 int.	✓	40 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 13 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 15 35 a. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 12 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 16 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
	1898 ✓	1.18	47				
2-1481 W. M. Hearing Haines, Ore.	1895 ✓	.50	20	Irr.	Hearing & Angel	✓	40 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 20 ac. in N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 32 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 14 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
	1897 ✓	1.80	72			✓	
2-1482 James Hearing Haines, Ore.	1889 ✓	.05	1	Irr.	John Williams, Hearing & Angel	✓	36 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 16 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
	1898 ✓	.90	35			✓	
2-1483 S. W. Holmes Ostrander, Wash.	1887 ✓	6.50	259 $\frac{1}{2}$	Irr. & stock	Harlan-Sanders	✓	21 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 35 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 30 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 23 37 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 24 23 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 38 $\frac{1}{2}$ ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 34 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 26 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
					<i>Pt. of div. changed for lands in Sects. 24 and 26, See Sp. Or. Vol. 5, p. 410</i>		
2-1484 S. W. Holmes Ostrander, Wash.	1888 ✓	2.70	107 $\frac{1}{2}$	Irr. Dom. & stock	N.P.M.Co Mill Race	✓	32 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 30 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 14 32 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 13 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 23 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
2-1484 Chris Johnson North Powder, Ore.	1893 ✓	1.5	60	Irr. & Stock	Harlan-Sanders Jacobson Ditches	✓	80 ac. in N $\frac{1}{2}$ SE $\frac{1}{4}$ ; 39 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 40 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 27 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
	1893 ✓	2.5	100				

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
1486 C. E. Jacobson North Powder, Ore.	1890 ✓ 1893 ✓	3.50 5.91	140 236½	Irr. & Stock	Jacobson ✓		40 ac. in SW¼NE¼; 80 ac. in S½ NW¼; 37 ac. in NE¼SW¼; 40 ac. in NW¼SW¼; 39 ac. in SW¼SW¼; 40 ac. in SE¼SW¼; 80 ac. in W½ SE¼; 12 ac. in NE¼SE¼; 6½ ac. in SE¼SE¼; Sec. 26 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
Oscar Jacobson North Powder, Ore.	1893 ✓ 1899 ✓	1.01 5.94	40½ 237½	Irr.	Smith, McPhee & Tamer ✓		20 ac. in NE¼SW¼; 20 ac. in SE¼SW¼; 5 ac. in NE¼SE¼; 40 ac. in NW¼SE¼; 8 ac. in SW¼SE¼; Sec. 10 3 ac. in SW¼NE¼; 13½ ac. in NE¼NW¼; 32 ac. in NW¼NW¼; 10½ ac. in SW¼NW¼; 34 ac. in SE¼NW¼; 20 ac. in NE¼SW¼; 10½ ac. in NE¼SE¼; 30 ac. in NW¼SE¼; 6 ac. in SW¼SE¼; 4 ac. in SE¼SE¼; Sec. 11 17½ ac. in NW¼NE¼; 4 ac. in NE¼NE¼; Sec. 14 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
3-1790 L. S. Kelsey North Powder, Ore.	1887 ✓ 1902 ✓	2.00 1.05	80 42	Irr. & Stock	Davis- Kelsey ✓		22 ac. in NW¼NE¼; 20 ac. in SW¼NE¼; 40 ac. in NE¼NW¼; 31½ ac. in NW¼NW¼; 2 ac. in SW¼NW¼; 6½ ac. in SE¼NW¼; Sec. 31 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
3-1790 L. S. Kelsey North Powder, Ore.	1886 ✓	12.60	504	Irr. & Stock	Kelsey- Wilson ✓		40 ac. in NE¼NE¼; 40 ac. in SW¼NW¼; 20 ac. in SE¼NW¼; 1 ac. in NE¼SW¼; 35 ac. in NW¼SW¼; 8 ac. in SW¼SW¼; Sec. 5 40 ac. in NE¼NE¼; 80 ac. in W½ NE¼; 40 ac. in NE¼SW¼; 40 ac. in SE¼NE¼; 80 ac. in E½ NW¼; 40 ac. in NW¼SE¼; 40 ac. in NE¼SE¼; Sec. 31 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.

175 CANCELED Spec. Or. V. 36, p. 24  
42 CANCELED Spec. Or. V. 36, p. 24

*Now owned by  
Oscar Jacobson  
3-1790*

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
3-179 <sup>0</sup> L. S. Kelsey North Powder, Ore.	1883 ✓	2.11	64½	Irr. & Stock	Beaty	✓	8 ac. in SW¼SW¼; 22 ac. in SE¼SW¼; 24½ ac. in SW¼SE¼; 30 ac. in SE¼SE¼; Sec. 31 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
3-179 <sup>0</sup> L. S. Kelsey North Powder, Ore.	1886 ✓	2.95	118	Irr. & Stock	Kelsey	✓	40 ac. in NE¼SW¼; 10 ac. in SW¼SW¼; 10½ ac. in SE¼SW¼; 40 ac. in NW¼SE¼; 15½ ac. in SW¼SE¼; 2 ac. in SE¼SE¼; Sec. 31 Tp. 6 S.R. 39 E.W.M., in Union County, Oregon.
3-179 <sup>0</sup> L. S. Kelsey North Powder, Ore.	1880 ✓	1.56	62½	Irr. & Stock	Ellis	✓	12 ac. in SW¼NE¼; 27½ ac. in SW¼NW¼; 23 ac. in SE¼NW¼; Sec. 31 Tp. 6 S.R. 39 E.W.M., in Union County, Or.
2-1487 C. L. Kent Haines, Ore.	1897 ✓	3.75	150	Irr.	Mansfield	✓	34 ac. in SE¼NW¼; Sec. 21 40 ac. in NE¼SE¼; 36 ac. in SW¼SE¼; 40 ac. in SE¼SE¼; Sec. 16 Tp. 7 S.R. 39 E.W.M., in Baker County, Oregon.
2-1488 J. R. Long Haines, Ore.	1885 ✓ 1885 ✓	.30 .25	12 10	Irr.	Bulger Blume- Zilkey, No int. in ditches	✓	22 ac. in NW¼NW¼; Sec. 15 Tp. 7 S.R. 38 E.W.M., in Baker County, Oregon.
2-1489 A. Long Haines, Ore.	1897 ✓	.75	30	Irr.	Mansfield	✓	15 ac. in NW¼NE¼; 15 ac. in SE¼NE¼; Sec. 20 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
2-1490 Andrew O. Lun North Powder, Ore.	1884 ✓	1.00	37	Irr. & Stock	Harlan- Sanders	✓	37 ac. in SE¼NW¼; Sec. 27 Tp. 6 S.R. 39 E.W.M., in Baker County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second SEC. FT.	Number Acres	Use	Name of Ditch & Interest	Stream	Description of Land or Place of Use
52516 Vc 50 p 630 70967 - 19616 2-1490 Andrew O. Lun North Powder	1886	2.50	None	Ice making Oct. 15 to Mar. 1st	Small ditches		Ice ponds consisting of about 20 ac. in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22; and NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 27; Tp. 6 S.R. 39 E., W. M., in Union County, Ore.
82478 2-1490 Andrew O. Lun North Powder, Ore. T-5773 A POD @ 2c SWSE	1870 ✓	5.09	203 $\frac{1}{2}$	Irr. Dom & Stock	Lun ditches and sloughs		37 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 17 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 30 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 13 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 22 35 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 33 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 37 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 27 1 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 28 Tp. 6 S.R. 39 E.W.M., in Union County, Oregon.
2-1491 J. B. Luster Superseded North Powder, Ore. ed by 5053	1901 ✓	1.00	30 $\frac{1}{2}$	Irr.	Smith- McPhee and Tanner		15 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 15 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 4 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
2-1491 J. B. Luster Superseded North Powder, Ore. ed by 5053 Modified by Court Decree Vol. 7, p. 441	1902 ✓	1.00	37	Irr.	Kelsey- Wilson		24 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 1 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 11 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 4 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
52743 55561 2-1492 W. R. Moore Haines, Ore. Sp. Or. V. 37, p. 316 T-5169 not covered V37, p 318 V37, p 571 * T-6003 Additional POD Superseded by: 62316	1876 ✓ 1889 ✓	2.49 2.51	116 117	Irr. Dom & Stock	Joe Savage		80 ac. in E $\frac{1}{2}$ NE $\frac{1}{4}$ ; 33 $\frac{1}{2}$ ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 38 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 17 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 24 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 22 40 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 23 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1493 Frank McAllister North Powder, Ore.	1893 ✓	4.75	190	Irr.	Jacobson 1/6 int. Harlan- Sanders		160 ac. in SW $\frac{1}{4}$ ; Sec. 27 30 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 28 Tp. 6 S.R. 39 E.W.M., in Baker County, Oregon.



Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount per second sec. ft.	Number Acres	Use	Name of Ditch & Interest	Stream	Description of Land or Place of Use
2-1494 J. D. McPhee North Powder, Ore.	1888 ✓	3.75	150	Irr. Dom & Stock	Smith- McPhee & Tanner	✓	160 ac. in NW $\frac{1}{4}$ ; Sec. 35 80 ac. in N $\frac{1}{2}$ NE $\frac{1}{4}$ ; 38 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 30 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 19 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 38 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 25 ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 5 $\frac{1}{2}$ ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 11 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 34 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
2-1495 F. McCullough North Powder, Ore.	1877 ✓ 1892 ✓	1.44 1.44	80 80	Irr. & Stock	Bulger 1/6 int.	✓	80 ac. in W $\frac{1}{2}$ NE $\frac{1}{4}$ ; 80 ac. in E $\frac{1}{2}$ NW $\frac{1}{4}$ ; Sec. 15 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1496 W. L. Miller, Dec'd Estate of Novella E. Miller Novona M. Miller Myrtle M. Miller Vada V. Miller Wagman C. Miller Evalina A. Miller Clayton M. Miller Belva M. Miller Nannie M. Miller Heirs at Law 2350 Carter St., Baker, Oregon.	1865 ✓ 1871 ✓ 1875 ✓ 1869 ✓ 1890 ✓	1.25 .63 .90 .95 3.70	50 25 35 38 148	Irr Dom & Stock	Gardner Mill Race Bamberger Powers Co. Ditches 1/7 int.	✓ ✓ ✓ ✓ ✓	8 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 30 ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 10 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 9 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 27 10 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 22 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 24 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 25 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 2 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 28 35 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 80 ac. in W $\frac{1}{2}$ NW $\frac{1}{4}$ ; 40 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 34 Tp. 6 S.R. 38 E.W.M., in Baker, County, Ore.
CANCELED Spec. Or. V. 31 p. 111 2-1497 North Powder Milling & Mercantile Company, a cor- poration, North Powder, Oregon.	1870 ✓	25. except during July & Aug.	None	Power	Company Mill Race	✓	North Powder Milling & Mercantile Co. flour mill, situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 22 Tp. 6 S., R. 39 E.W.M., in Union County, Oregon. Right limited to the development of 109 theoretical horse- power.
2-1498 G. W. Neill Haines, Ore.	1901 ✓	4.80	192	Irr. & Stock	Kelsey- Wilson	✓	20 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 32 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 20 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 10 40 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 15 Tp. 7 S.R. 39 E.W.M., in Baker County, Oregon.

T-7288  
T-7289  
A A P O D V 547 165  
A A P O D V 547 169

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second SEC. ft	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
62314 499 W.C. Nicholson, Dec'd. Estate pf,  N. J. Hoberg M. J. Gilbaugh Verlie T. Berber Opal Toney, Heirs at Law: c/o N.J. Hoberg, Haines, Ore.	1874 ✓	1.50	60	Irr. Dom &  Stock	Mansfield ✓ 1/4 int.		15 ac. in SW 1/4 SE 1/4; 20 ac. in SE 1/4 SE 1/4; Sec. 16 40 ac. in NE 1/4 NE 1/4; 12 ac. in SW 1/4 NE 1/4; 39 ac. in SE 1/4 NE 1/4; 11 ac. in NE 1/4 SE 1/4; Sec. 21 5 1/2 ac. in NW 1/4 SW 1/4; 38 ac. in SW 1/4 NW 1/4; Sec. 22 Tp. 7 S.R. 38 E.W.M., in Baker County, Oregon.
1500 North Powder, City of North, Oregon	1904 ✓	2.00	80	Irr.	Pearson ✓ Town Ditch		80 acres within the corporate limits of the town of North Powder, in Union County, Oregon, consisting of lots, being in NE 1/4 and SE 1/4 NW 1/4; NE 1/4 SW 1/4; and NW 1/4 SE 1/4; Sec. 22, Tp. 6 S.R. 39 W.E.M., all in Union County, Ore.
1501 Armand W. Perkins Haines, Ore.	1884 ✓	1.06	42 1/2	Irr. & Dom Stock	Gardner ✓ Mill Race & Power Company		7 ac. in NE 1/4 NE 1/4; 4 ac. in SW 1/4 NE 1/4; 4 ac. in NW 1/4 SE 1/4; 23 ac. in NE 1/4 SE 1/4; 1 1/2 ac. in SW 1/4 SE 1/4; 3 ac. in SE 1/4 SE 1/4; Sec. 32 Tp. 6 S.R. 38 E.W.M., in Baker County, Ore.
55557 1501 Armand W. Perkins Haines, Ore. Sp. Or. V. 31 p. 310 T-5034	1894 ✓ 1894 ✓	2.00 .50	80 20	Irr. Dom & Stock	Savage ✓ 1/6 int. ✓ Mansfield, 1/16 int.		20 ac. in SE 1/4 SW 1/4; Sec. 14 80 ac. in NE 1/4 NW 1/4; Sec. 23 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1502 L. W. Perkins Haines, Ore.	1877 ✓ 1895 ✓	.82 .21	40 10	Irr. & Dom.	Bulger ✓ 1/18 int. ✓		40 ac. in SE 1/4 SE 1/4; Sec. 3 10 ac. in NE 1/4 NE 1/4; Sec. 10 Tp. 7 S.R. 38 E.W.M. in Baker County, Ore.
64219 2-1503 Chris Peterson North Powder, Ore.	1889 ✓ 1898 ✓ 1904 ✓	.75 7.33 2.31	30 293 92 1/2	Irr.	partial Canceled Sp. Or. Rec. Vol. 43 p. 187 Davis- Kelsey ✓ Ellis ✓		20 ac. in NE 1/4 NW 1/4; CANCELED 12 1/2 ac. in NW 1/4 NW 1/4; CANCELED 22 ac. in SE 1/4 NW 1/4; CANCELED Sec. 28 10 acres CANCELED-29 ac. in SW 1/4 NW 1/4; 14 ac. in NE 1/4 NW 1/4; 39 ac. in NW 1/4 NE 1/4; 40 ac. in SW 1/4 NE 1/4; 39 ac. in SE 1/4 NE 1/4; 160 ac. in SE 1/4; Sec. 29 40 ac. in NW 1/4 NE 1/4; Sec. 32 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount <del>per acre</del> per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
1-1504 J. O. Pilcher North Powder,	1869 ✓	1.85	74	Irr. Dom & Stock	Daley	✓	12 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 24 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 38 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 27 Tp. 6 S.R. 38 E.W.M. in Union County, Ore.
80169 67251 E. H. Pratt Haines, Ore.	1887 ✓	2.60	104	Irr. Dom & Stock	Mansfield	✓	20 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 13 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 9 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 80 ac. in E $\frac{1}{2}$ NW $\frac{1}{4}$ ; 38 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 38 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 40 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 38 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 18 3 ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 31 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 4 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 7 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
T-6403 } $\Delta$ POD T-6635 } Addl POD - SP Or V 46 P 163	1890 ✓	6.10	244		John Williams	✓	
2-1505 E. H. Pratt Haines, Ore.	1904 ✓	.15	6	Irr. Dom & Stock	Dutch Flat Creek	✓	6 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 17 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1506 John Powers Colfax, Wash.	1869 ✓	2.06	82 $\frac{1}{2}$	Irr. Dom & Stock	Daley	✓	5 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 26 40 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 37 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 35 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
65559 + 65560 George W. Pratt Haines, Ore.	1893 ✓	3.93	157	Irr. Dom. & Stock	Savage	✓	27 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 27 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 80 ac. in N $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 18 3 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 20 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 10 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 17 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
Sp. Or. V. 37 p. 214 T-5130 L. Sp. Or. V. 37 p. 319 T-5223	1904 ✓	.25	10		1/4 int.	✓	
14220 Henry Pearson North Powder, Ore.	1893 ✓	1.00	35	Irr	Pearson		37 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; CANCELED 40 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 80 ac. in W $\frac{1}{2}$ SW $\frac{1}{4}$ ; 38 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 28 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
	1900 ✓	2.50	160	Irr.	Pearson Town of N.P. City Ditch	✓	160 ACRES CANCELED

Partial Canceled Sp. Or. Rec. Vol. 43 p. 365

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount paid yearly per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
-1509 Peter Roethler, Dec'd. ESTATE OF Althena J. Roethler Anna M. Morris Amos M. Roethler Cora M. Roethler Peter C. Roethler Ernest I. Roethler Hazel J. Neill Alma C. Roethler Heirs at Law by Althena J. Roethler Haines, Ore.	1897 ✓	4.38	312½	Irr. Dom. & Stock	Mansfield 1/24 int.		40 ac. in SW¼NW¼; 24 ac. in SE¼NW¼; 40 ac. in NW¼SW¼; 15 ac. in NE¼SW¼; 20 ac. in SW¼SW¼; Sec. 15 2 ac. in SW¼NE¼; 32 ac. in SE¼NE¼; 22 ac. in NW¼SE¼; Sec. 16 25 ac. in NE¼NE¼; 40 ac. in NW¼NE¼; 15 ac. in SW¼NE¼; 37½ ac. in NE¼NW¼; Sec. 21 Tp. 7 S.R. 39 E.W.M., in Baker County, Oregon.
-1510 Michael J. Relling Dec'd. Estate of: Francis H. Relling Agatha C. Relling Angela R. Conway Blanche C. Wilkins Eughprosylene Bowen Geo. N. Relling Mrs. E. C. Relling Heirs at Law by Mrs. E. C. Relling, Haines, Ore.	1881 ✓	2.50	100	Irr. Dom & Stock	Blume- Zilkey 1/4 int.		80 ac. in W¼NW¼; 40 ac. in SE¼NW¼; 80 ac. in W¼SW¼; Sec. 14 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
-1511 P. L. Smith North Powder, Ore.	1888 ✓	2.00	80	Irr Dom & Stock	Kelsey- Wilson		38 ac. in SW¼SE¼; 40 ac. in SE¼SE¼; Sec. 28 80 ac. in N¼NE¼; 80 ac. in N¼SE¼; 39 ac. in SW¼SE¼; 31 ac. in SE¼SE¼; Sec. 23 160 ac. in NW¼ Sec. 34 Tp. 6 S. R. 39 E.W.M. 80 ac. in N¼NE¼; Sec. 4 Tp. 7 S.R. 39 E.W.M., in Baker County, Oregon.
55558 -1512 J. L. Savage Or. V. 37, p. 312 T-5102 Superseded by Cert. 62315	1876 ✓	3.43	137	Irr. Dom & Stock	Mansfield Ditches		5 ac. in SE¼NE¼; Sec. 22 40 ac. in SW¼NE¼; 80 ac. in S¼NW¼; 40 ac. in NE¼SW¼; Sec. 23 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
-1513 G. L. Savage Haines, Ore.	1893 ✓	.35	14	Irr.	Bulger		14 ac. in SE¼SE¼; Sec. 9 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.

T-8439 Δ Pou (Comp) ✓ 54 p 151 - to 11-1-2004

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount per second SEC. IT.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
56479 Fred V. Spence Haines, Ore. T-528/ A PDD	1907 ✓	1.00	31	Irr	Warfield Burnside	✓	31 ac. in SE $\frac{1}{2}$ SW $\frac{1}{2}$ ; Sec. 13 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
52918 O. D. Thomlinson North Powder, Ore.	1890 ✓	4.00	160	Irr. Dom & Stock	Harlan- Sanders	✓	160 ac. in SW $\frac{1}{2}$ ; Sec. 23 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
1-1576 H. C. Travillion North Powder, Ore.	1893 ✓	1.00	34	Irr	McPhee	✓	25 ac. in NW $\frac{1}{2}$ NE $\frac{1}{4}$ ; 9 ac. in SW $\frac{1}{2}$ NE $\frac{1}{4}$ ; Sec. 35 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
3-1857 Byron Vandecarr Haines, Ore.	1901 ✓	2.80	112	Irr	Smith- McPhee & Tannor	✓	40 ac. in SW $\frac{1}{2}$ NE $\frac{1}{4}$ ; 33 ac. in SE $\frac{1}{2}$ NE $\frac{1}{4}$ ; Sec. 14 39 ac. in NW $\frac{1}{2}$ NW $\frac{1}{4}$ ; Sec. 13 Tp. 7 S.R. 39 E.W.M., in Baker County, Ore.
82479 M. F. Wilcox Haines, Ore. T-5484 Add'l PDD	1881 ✓ 1887 ✓	1.35 2.60	54 104	Irr. Dom & Stock	Harlan- Sanders	✓ ✓	30 ac. in SE $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 22 80 ac. in N $\frac{1}{2}$ NE $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{2}$ NE $\frac{1}{4}$ ; 8 ac. in SE $\frac{1}{2}$ NE $\frac{1}{4}$ ; Sec. 27 Tp. 6 S.R. 39 E.W.M., in Baker County, Ore.
2-1578 W. J. Welch Haines, Ore.	1879 ✓ 1890 ✓	.75 3.00	90 363 $\frac{1}{2}$	Irr. Dom & Stock	Blume- Zilkey 1/4 int.	✓ ✓	24 $\frac{1}{2}$ ac. in NE $\frac{1}{2}$ SE $\frac{1}{4}$ ; 40 ac. in SE $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 11 80 ac. in E $\frac{1}{2}$ SW $\frac{1}{4}$ ; 36 $\frac{1}{2}$ ac. in NW $\frac{1}{2}$ SW $\frac{1}{4}$ ; 32 $\frac{1}{2}$ ac. in SW $\frac{1}{2}$ SW $\frac{1}{4}$ ; Sec. 12 160 ac. in NW $\frac{1}{2}$ ; Sec. 13 80 ac. in E $\frac{1}{2}$ NE $\frac{1}{4}$ ; Sec. 14 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.
2-1579 James R. Warfield Haines, Ore.	1900 ✓	1.00	23 $\frac{1}{2}$	Irr.	Warfield- Burnside 1/5 int.	✓	8 $\frac{1}{2}$ ac. in NW $\frac{1}{2}$ NE $\frac{1}{4}$ ; 15 ac. in NE $\frac{1}{2}$ NW $\frac{1}{4}$ ; Sec. 28 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.



Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
<b>ANTHONY CREEK (A tributary)</b>							
✓ 1526 William Anthony, North Powder, Ore.	1871 ✓	1.00	10	Irr. Dom & Stock.	Anthony ✓		1 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 9 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 20 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
✓ 1527 SARAH ANTHONY, Ded'd Estate of: C. H. Anthony, Annie Bozarth, Orel Winchester, Francis Young, Lettie Williams, Dora Riggs, Heirs at Law By Milliard Anthony, 2340 Auburn Ave., Baker, Ore.	1871 ✓	1.00	31	Irr. Dom & Stock	Anthony ✓		27 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 4 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 20 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
✓ 1528 John Brant North Powder, Ore. Add'l POD T-6219 U.43/504	1898 ✓	7.50	499 $\frac{1}{2}$	Irr	Carnes Co. ✓		31 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 19 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 36 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 7 22 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 38 $\frac{1}{2}$ ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 34 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 35 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 33 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 8 17 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 10 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 24 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 38 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 9 Tp. 6 S.R. 39 E.W.M., in Union County, Oregon.
✓ 1529 William A. Coughanour Payette, Idaho.	1880 ✓	12.54	800	Irr. Dom & Stock	Coughanour ✓		40 ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 28 $\frac{1}{2}$ ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 37 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 16 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 7 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 39 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 17 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 39 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 21 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 3 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 19 80 ac. in E $\frac{1}{2}$ NE $\frac{1}{4}$ ; 33 ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 40 ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 29 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 80 ac. in S $\frac{1}{2}$ NW $\frac{1}{4}$ ; 29 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 7 $\frac{1}{2}$ ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 80 ac. in N $\frac{1}{4}$ SE $\frac{1}{4}$ ; 1 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 13 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 20

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
1529 William A. Coughanour (Continued)							160 ac. in NE $\frac{1}{4}$ ; 80 ac. in N $\frac{1}{2}$ NW $\frac{1}{4}$ ; 27 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 40 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 21 80 ac. in W $\frac{1}{2}$ NW $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 22 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
79884 Geo. M. Carnes North Powder, Ore. T-6218 ADDL POD V.43/502	1898 ✓	4.00	199 $\frac{1}{2}$	Irr. Dom & Stock	Carnes Co. 1/8 int.		37 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 29 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 29 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 39 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 25 Tp. 6 S.R. 38 E.W.M., 40 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 25 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 30 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
79885 Edward A. Carnes North Powder, Ore. T-6218 ADDL POD V.43/502	1898 ✓	3.50	144	Irr. Dom & Stock	Carnes Co. 1/8 int.		40 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 35 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 35 ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 34 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 30 Tp. 6 S.R. 39 E.W.M., in Union County, Ore.
2-1032 A. K. Dryborough North Powder, Ore.	1872 ✓	1.46	58 $\frac{1}{2}$	Irr. Dom. Stock.	Pilcher- Dryborough		3 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 20 33 ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 9 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 21 11 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 2 ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 28 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
2-1033 C. C. Garwood North Powder, Ore.	1890 ✓	1.00	34	Irr.	Pilcher- Evans- Filkins		16 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 10 ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 7 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 21 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
2-1469 J. H. Hutchinson, Union, Ore.	1885 ✓	2.43	97	Irr. Dom. Stock	Tucker Flat 9/10 int.		20 $\frac{1}{2}$ ac. in NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 25 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 11 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 16 6 $\frac{1}{2}$ ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 27 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 7 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 17 Tp. 6 S.R. 38 E.W.M. in Union County, Ore.
					Chg. in pt. of div. Sp. Or. Vol. 7, p. 110		
					Ch. Pt. of Div. Sp. Or. Vol. 10, p. 295		



Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
1534 Lewis Klinefelter North Powder, Ore.	1883 ✓	1.08	43	Irr.	Anthony	✓	31 ac. in NE-SE; 3 ac. in NW-SE; Sec. 20 9 ac. in NW-SW; Sec. 21 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
1536 James A. Pilcher North Powder, Ore.	1890 ✓	1.00	33	Irr	Pilcher- Evans- Filkins	✓	14 ac. in NW-NW; 5 ac. in SW-NW; Sec. 27 10 ac. in NE-NE; 1 ac. in SE-NE; 2 ac. in NW-NE; Sec. 28 1 ac. in SW-SE; Sec. 21 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
1536 James A. Pilcher North Powder, Ore.	1870 ✓	1.00	40	Irr Dom & Stock	Pilcher- Dryborough	✓	20 ac. in NW-NE; 28 ac. in SW-NE; 20 ac. in SE-NE; 17 ac. in NE-NW; 12½ ac. in SE-NW; Sec. 28 4 ac. in SW-NW; Sec. 27 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
1537 Thomas H. Parker North Powder, Ore.	1905 ✓	.35	7	Irr.	Pilcher- Evans Filkins	✓	4 ac. in SE-SW; Sec. 17 3 ac. in NE-NW; Sec. 20 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
Superseded by 31428 John Shaw North Powder, Ore.	1871 ✓	.35	6½	Irr.	Anthony	✓	6½ ac. in NE-NW; Sec. 20 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
T-6219 ADD'L P00 v. 43/50+	1898 ✓	7.50	582 641½	Irr.	Carnes Co.	✓	80 ac. in S-SW; 160 ac. in SE; Sec. 29 24½ ac. in SE-SE; Sec. 30 9½ ac. in NE-NE; Sec. 31 27½ ac. in NE-NE; 40 ac. in NW-NE; 15½ ac. in SW-NE; 40 ac. in NE-NW; 23½ ac. in NW-NW; 3 ac. in SW-NW; 32 ac. in SE-NW; Sec. 32 80 ac. in E-SW; 14½ ac. in NW-SW; 32 ac. in SW-SW; Sec. 33 Tp. 5 S.R. 39 E.W.M., in Union County, Ore.
					126.5 acres of above transferred. Sp Or Vol 5, p. 582		

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
1539 Elmer Shipp North Powder, Ore. T-6219 ADD'L P.D. V.43/504	1908 ✓	1.00	38	Irr. Dom & Stock	Tucker- Flatt 1/10 int. Ch. Pt. of Div. Sp. Or. Vol. 10 p. 295	✓	10 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 4 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 20 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 4 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 22 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
1640 Juliette E. Tenbroeck North Powder, Ore.	1890 ✓ 1904 ✓	1.75 .43	70 17	Irr. Dom & Stock	Pilcher- Evans Filkins Chg. in pt. of div. Sp. Or. Vol. 7, p. 110	✓ ✓	18 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 22 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 13 $\frac{1}{2}$ ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 21 33 $\frac{1}{2}$ ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 22 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
1541 W. J. Welch Haines, Ore. T-6219 ADD'L P.D. V.43/504	1898 ✓ 1906 ✓	1.64 3.64	120 267	Irr. Dom. & Stock	Carnes Co.	✓ ✓	40 ac. in NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 35 ac. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; 32 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 24 160 ac. in NE $\frac{1}{4}$ ; Sec. 25 Tp. 6 S.R. 38 E.W.M. 80 ac. in W $\frac{1}{2}$ NE $\frac{1}{4}$ ; Sec. 30 Tp. 6 S.R. 39 E.W.M., in Union County, Ore. <i>Transferred by order of Ab. J. 1917 Sec. 24 of Proc. Page Cent. Jan. 154</i>
1542 Clara M. Welch Haines, Ore. T-6219 Δ ADD'L P.D. V.43/504	1905 ✓	2.23	155	Irr. Dom & Stock	Carnes Co.	✓	40 ac. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 24 35 ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 80 ac. in S $\frac{1}{2}$ NW $\frac{1}{4}$ ; Sec. 25 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
<u>P I L C H E R C R E E K. (A tributary)</u>							
1573 J. O. Pilcher North Powder, Ore.	1870 ✓	.85	17	Irr. Dom. & Stock	Pilcher	✓	17 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 27 Tp. 6 S.R. 38 E.W.M., in Union County, Ore.
1539 Elmer Shipp North Powder, Ore.	1885 ✓			Irr. Dom & Stock	Pilcher		A right to supplement the appropriation of this claimant of the waters of Anthony Creek, for the irrigation of the lands hereinbefore described, and for stock and domestic purposes.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount public water per second sec. ft.	Number Acres	Use	Name of Ditch & interest	Stream	Description of Land or Place of Use
-1544 Alvin O. Smith North Powder, Ore.	1905 ✓	.6	12	Irr. Dom & Stock	Smith		2 ac. in NE SW; 10 ac. in NW SW; Sec. 5 Tp. 7 S.R. 38 E.W.M., in Baker County, Ore.

That S. L. Baer, Sallie Baer, Louis Levinger, Lyle Levinger, F. S. Heard, Lamonda Heard, Byron Vandecarr and Rose A. Vandecarr, are tenants in common in their water rights through the Mansfield ditches and have jointly a right of appropriation through said Mansfield ditches as set forth in this decree, above. And for the purpose of definitely fixing the amount of water to which each of said water users are entitled with the ditch through which the same is to be diverted and the lands upon which the same is to be or has been diverted and used, the tabulated statement made by the Board of Control and filed with the Court as part of its Order of Determination herein, relating to the rights and lands of the above named water users, is here now adopted and approved and is made a part of this decree as follows:-

Name and P.O. Add. of Claimant.	No. Ac. actually irrigated.	No. Ac. to be irr.	DESCRIPTION OF LANDS.
S. L. Baer Baker, Ore	160	40	Lands actually irrigated: 80 ac. W $\frac{1}{2}$ SW $\frac{1}{4}$ ; Sec. 14 80 ac. N $\frac{1}{2}$ NW $\frac{1}{4}$ ; Sec. 23 Lands to be irrigated: 40 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 14 all in Tp. 7 S.R. 39 E.W.M., Baker County.
Sallie Baer Baker, Ore.	none	62	Lands to be irrigated: 27 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 35 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 23 all in Tp. 7 S.R. 39 E.W.M., Baker County.
F. S. Heard Haines, Ore.	136	106	Lands actually irrigated: 24 ac. NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; 35 ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 13 37 ac. NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 24 Lands to be irrigated: 16 ac. NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 13 30 ac. SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 30 ac. NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 30 ac. SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 24 all in Tp. 7 S.R. 39 E.W.M., Baker County.
Lamonda Heard Haines, Ore.	none	160	Lands to be irrigated: 160 ac. SW $\frac{1}{4}$ ; Sec. 19 Tp. 7 S.R. 40 E.W.M., Baker County,
F. S. Heard, Louis Levinger, and S. L. Baer, Baker, Ore.	90	50	Lands actually irrigated: 25 ac. NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; 27 ac. NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 7 ac. SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 31 ac. SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 22 Lands to be irrigated: 50 ac. NE $\frac{1}{4}$ ; Sec. 22 Tp. 7 S.R. 39 E.W.M., Baker County.
Lyle Levinger Baker, Ore.	129	42	Lands actually irrigated: 24 ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 40 ac. SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 14 40 ac. NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 25 ac. SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 23 all in Tp. 7 S.R. 39 E.W.M.; Lands to be irrigated: 42 ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 14 NW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 23 in Tp. 7 S.R. 39 E.W.M., Baker County.

Name and P.O. Add. of Claimant.	No. ac. actually irrigated.	No. Ac. to be irr.	DESCRIPTION OF LANDS.
Louis Levinger Baker, Ore.	140	none	Lands actually irrigated: 40 ac. SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 14 40 ac. NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 23 20 ac. NE $\frac{1}{4}$ SE $\frac{1}{4}$ ; 40 ac. SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 15 all in Tp. 7 S.R. 39 E.W.M., Baker County.
Byron Vandecarr Haines, Ore.	47	none	Lands actually irrigated: 40 ac. SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; Sec. 13 7 ac. SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; Sec. 14 Tp. 7 S.R. 39 E.W.M., Baker County.
Rose A. Vandecarr Haines, Ore.	161	39	Lands actually irrigated: 13 ac. SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 28 ac. NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; 80 ac. N $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 14 40 ac. NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 13 Lands to be irrigated: 39 ac. S $\frac{1}{2}$ NW $\frac{1}{4}$ ; and NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 14 Tp. 7 S.R. 39 E.W.M., Baker County.
TOTAL	863	499	

It is further Ordered, Adjudged and Decreed, That the rights claimed by S. W. Holmes for the irrigation of his land through the North Powder Milling and Merchantile Company's Mill Race, depends upon the use of the waste waters flowing in said Mill Race, after use thereof by the North Powder Milling and Merchantile Company, in accordance with their right set forth in this Decree, and that said claimant S. W. Holmes, is limited as to such right to the use of such waste waters, and the right decreed said claimant confers no right of use or diversion of the waters of North Powder River except as the same are diverted into said Mill Race and may come down to his place of use; and the use of said waste waters is subject to the prior rights of use and method of use and diversion thereof of said Mill Company.

That none of the claimants hereinbefore named shall be entitled to divert a quantity of water in excess of the quantity herein decreed to such claimants nor any quantity in excess of that actually required by them for the beneficial irrigation of their said lands. Said claimants may divert such quantities as the same is set forth in the tabulated statement herein, from the first of March until the first of July of each year, and after the first of July of each year, the quantity of water which each of said claimants shall be entitled to divert shall not exceed the rate of one-half inch per acre, or one second foot to each eighty acres of the lands actually irrigated. The total quantity which any claimant shall be entitled to divert and use during an irrigation season shall not exceed in the aggregate in each case, two and one-half acre feet per acre actually irrigated, from the first of March until the first of October of each year. The quantity of water to which each claimant is entitled is to be measured <sup>at</sup> as the head of the ditch through which the water is diverted.

That the right of use for stock and domestic purposes hereby confirmed entitles the owner of such right to divert and use such quantity of water as is reasonably necessary for his household and stock use.

That the order of the rights of the respective appropriators of the waters of said stream and its tributaries, and in which order they are entitled to divert and use said water, shall be and is according to the dates of relative priorities of the rights as herein set forth.

That after the first of July of each year, those appropriators of small amounts of water, not to exceed one second foot, shall be required, whenever practicable, to rotate in the use of their water.





STATE OF OREGON        )  
                          )  ss  
County of Marion.     )

I, M. F. MERS, Secretary of the State Water Board of the State of Oregon, do hereby certify that the above copy of Decree of the Circuit Court for the County of Union, was received in the office of the State Water Board and entered of record herein on the 2nd day of January, 1917.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the State Water Board of Oregon, this 2nd day of January, 1917.

*M. F. Mers*

Secretary of the State Water Board.