

IN THE CIRCUIT COURT OF THE STATE OF OREGON
 IN AND FOR JEFFERSON COUNTY

IN THE MATTER OF THE DETERMINATION OF)
 THE RELATIVE RIGHTS TO THE USE OF THE)
 WATERS OF TROUT CREEK AND ITS TRIBU-) F I N A L D E C R E E
 TARIES, A TRIBUTARY OF DESCHUTES RIVER,)
 IN CROOK, JEFFERSON AND WASCO COUNTIES.)

Now at this time, the above entitled matter coming on for hearing upon the Findings of Fact and Order of Determination of the State Water Board herein, and exceptions to said findings, and the Court having heretofore allowed the exceptions of the Baldwin Sheep Company and of the Heirs of C. F. Levin, and it appearing to the Court that the findings of the Board in all other respects should be confirmed, and the Court being now fully advised in the premises, NOW, THEREFORE, based upon the testimony and evidence and the findings of fact and order of determination of the State Water Board herein, it is now hereby CONSIDERED, ORDERED, ADJUDGED and DECREED as follows, to-wit:

I.

That Trout Creek is a natural, non-navigable watercourse, tributary to Deschutes River; and that said stream and its tributaries and the lands irrigated therefrom are situate within Jefferson, Crook and Wasco counties, Oregon.

II.

That during the irrigation season of each year the rainfall in the vicinity of said Trout Creek and its various tributaries is insufficient for the production of profitable agricultural crops and grasses, and the lands in said vicinity susceptible of irrigation from said stream and its tributaries become dry, arid and unproductive without irrigation, and without irrigation are of little value; and that in order to render said lands productive, it is and has been at all times since the said lands have been utilized for the production of agricultural crops, necessary to divert and use the

waters of said stream and its tributaries for the irrigation of said lands, and with irrigation the said lands yield annually profitable crops of hay, natural grasses, and general agricultural crops usually grown in that altitude, and produce pasture for cattle, horses and other livestock.

III

That the lands irrigated from said stream and its tributaries, and the said stream and its tributaries, are situate within the said counties of Crook, Jefferson and Wasco, State of Oregon.

IV.

That as between Harriet L. Veasie, Bidwell Cram and Kate Cram, his wife, Charles L. Hunter and Julia E. Hunter, his wife, Charles M. Elkins and Amanda Elkins, his wife, Martha A. McCue and Chas. E. McCue, her husband, and the Baldwin Sheep Company, a corporation, claimants to the waters of Hay Creek, a tributary of Trout Creek, the following stipulation, made and entered into by said claimants in settlement and in adjustment of their relative rights and conflicting claims to the waters of said stream, and now on file herein, as set forth in said findings, is hereby incorporated in and made a part of this decree, and the rights and claims of said claimants are hereby adjudicated and determined in accordance with the provisions of said stipulation, which is as follows, to-wit:

"Heretofore the State Water Board of the State of Oregon instituted proceedings for the adjudication of the water rights along Trout Creek and its tributaries, Hay Creek being one of such tributaries. The various users of the waters of Hay Creek and its tributaries in due course filed their claims in the manner provided by law. Various contests were filed against the claims of Baldwin Sheep Company and other users. These contests were set for hearing on September 12 and September 14, 1917, and were adjourned until October 22, 1917, and were again adjourned until October 29, 1917.

"The chief owners of lands along Hay Creek using waters from said creek are as follows: Bidwell Cram, Harriet L. Veasie, Charles L. Hunter, Martha

A. McCue, Baldwin Sheep Company, and Charles M. Elkins. The lands owned by these persons and irrigated with the waters of Hay Creek constitute substantially all of the lands along Hay Creek and its tributaries which are capable of being irrigated. The contests above mentioned affect the lands of all of these owners, but no others.

"For the purpose of avoiding litigation, compromising and adjusting said contests, and settling all questions as to the rights of the parties hereto and their successors in interest to the use of the waters of Hay Creek, and in consideration of the mutual agreements herein contained, it is stipulated and agreed as follows by and between Baldwin Sheep Company, an Oregon corporation, Bidwell Cram and Kate Cram, his wife, Harriet L. Veazie, a widow, Charles L. Hunter and Julia E. Hunter, his wife, Martha A. McCue and C. E. McCue, her husband, and Charles M. Elkins and Amanda Elkins, his wife:

"1. The State Engineer of the State of Oregon in his findings and recommendations regarding the waters of Hay Creek has determined that the lands irrigated from the waters of Hay Creek and its tributaries require three acre feet per acre for their proper irrigation during the irrigating season of each year. The parties hereto accept such finding and agree that said amount of three acre feet per acre is a proper, reasonable, and necessary amount of water for the irrigation of said lands.

"2. According to the adjudication survey of Trout Creek made by the State Engineer and the maps of such adjudication survey each of the owners above named irrigating lands with waters from Hay Creek and its tributaries is irrigating the number of acres of land set opposite his name in the following table, which shows the number of acres of irrigated land in each smallest governmental subdivision:

<u>NAME</u>	<u>TOWNSHIP</u>	<u>RANGE</u>	<u>SECTION</u>	<u>SUBDIVISION</u>	<u>ACREAGE</u>	<u>TOTAL ACREAGE</u>
Bidwell Cram	9 S.	15 E.W.M.	17	SW $\frac{1}{4}$ SW $\frac{1}{4}$	7.50	283.00
			18	NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.00	
			18	SE $\frac{1}{4}$ SE $\frac{1}{4}$	27.50	
			19	NE $\frac{1}{4}$ NE $\frac{1}{4}$	11.50	
			19	SE $\frac{1}{4}$ NE $\frac{1}{4}$	13.50	
			19	NE $\frac{1}{4}$ SE $\frac{1}{4}$	7.50	
			19	SE $\frac{1}{4}$ SE $\frac{1}{4}$	1.00	
			20	NW $\frac{1}{4}$ NW $\frac{1}{4}$	21.25	
			20	SW $\frac{1}{4}$ NW $\frac{1}{4}$	34.00	
			20	NW $\frac{1}{4}$ SW $\frac{1}{4}$	37.50	
			20	SW $\frac{1}{4}$ SW $\frac{1}{4}$	36.75	
			29	NW $\frac{1}{4}$ NW $\frac{1}{4}$	38.50	
			29	SW $\frac{1}{4}$ NW $\frac{1}{4}$	31.75	
			29	NW $\frac{1}{4}$ SW $\frac{1}{4}$	8.75	
			30	NE $\frac{1}{4}$ NE $\frac{1}{4}$	1.00	
			30	SE $\frac{1}{4}$ NE $\frac{1}{4}$	1.50	
30	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.50				
Harriet L. Veazie	9 S.	15 E.W.M.	30	SW $\frac{1}{4}$ SE $\frac{1}{4}$	7.25	
			30	SE $\frac{1}{4}$ SE $\frac{1}{4}$	28.00	

<u>NAME</u>	<u>TOWNSHIP</u>	<u>RANGE</u>	<u>SECTION</u>	<u>SUBDIVISION</u>	<u>ACREAGE</u>	<u>TOTAL ACREAGE</u>	
Harriet L. Veazie (continued)	9 S.	15 E.W.M.	31	NE $\frac{1}{4}$ NE $\frac{1}{4}$	13.25	356.85	
			31	NW $\frac{1}{4}$ NE $\frac{1}{4}$	22.25		
			31	SW $\frac{1}{4}$ NE $\frac{1}{4}$	22.00		
			31	SE $\frac{1}{4}$ NE $\frac{1}{4}$	11.25		
			31	NE $\frac{1}{4}$ SE $\frac{1}{4}$	15.50		
			31	NW $\frac{1}{4}$ SE $\frac{1}{4}$	38.00		
			31	SW $\frac{1}{4}$ SE $\frac{1}{4}$	37.25		
			31	SE $\frac{1}{4}$ SE $\frac{1}{4}$	20.00		
			32	SW $\frac{1}{2}$ SW $\frac{1}{2}$	3.60		
	10 S.	15 E.W.M.	5	NW $\frac{1}{4}$ NW $\frac{1}{4}$	20.75		
			5	SW $\frac{1}{4}$ NW $\frac{1}{4}$	5.50		
			5	NE $\frac{1}{4}$ SW $\frac{1}{4}$	26.00		
			6	NE $\frac{1}{4}$ NE $\frac{1}{4}$	12.25		
			6	NW $\frac{1}{4}$ NE $\frac{1}{4}$	20.25		
			6	SW $\frac{1}{4}$ NE $\frac{1}{4}$	13.50		
			6	SE $\frac{1}{4}$ NE $\frac{1}{4}$	22.00		
			6	NE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>9.25</u>		
			Charles L. Hunter	10 S.	15 E.W.M.		5
5						SW $\frac{1}{4}$ SE $\frac{1}{4}$	17.50
5						SE $\frac{1}{4}$ SE $\frac{1}{4}$	1.00
7						SW $\frac{1}{4}$ NE $\frac{1}{4}$	29.00
7	SE $\frac{1}{4}$ NE $\frac{1}{4}$	2.00					
7	NE $\frac{1}{4}$ SE $\frac{1}{4}$	4.50					
7	NW $\frac{1}{4}$ SE $\frac{1}{4}$	31.25					
7	SW $\frac{1}{4}$ SE $\frac{1}{4}$	29.00					
7	SE $\frac{1}{4}$ SE $\frac{1}{4}$	18.50					
8	NE $\frac{1}{4}$ NE $\frac{1}{4}$	14.50					
18	NE $\frac{1}{4}$ NE $\frac{1}{4}$	2.00					
18	NW $\frac{1}{4}$ NE $\frac{1}{4}$	29.25					
18	SW $\frac{1}{4}$ NE $\frac{1}{4}$	13.75					
18	NW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>4.00</u>					
Martha A. McCue	11 S.	15 E.W.M.		5	SW $\frac{1}{4}$ NW $\frac{1}{4}$	24.50	
				5	SE $\frac{1}{4}$ NW $\frac{1}{4}$	5.50	
				5	NE $\frac{1}{4}$ SW $\frac{1}{4}$	7.25	
				5	NW $\frac{1}{4}$ SW $\frac{1}{4}$	3.50	
			6	SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>3.00</u>		
Charles M. Elkins	11 S.	15 E.W.M.	35	NE $\frac{1}{4}$ SW $\frac{1}{4}$	4.75		
			35	NW $\frac{1}{4}$ SW $\frac{1}{4}$	6.00		
			35	SE $\frac{1}{4}$ SW $\frac{1}{4}$	3.00		
			35	SW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>1.50</u>		
Baldwin Sheep Company	10 S.	15 E.W.M.	32	NW $\frac{1}{4}$ SW $\frac{1}{4}$	12.50		
			32	SW $\frac{1}{4}$ SW $\frac{1}{4}$	11.75		
	11 S.	15 E.W.M.	5	NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.50		
			6	NE $\frac{1}{4}$ NE $\frac{1}{4}$.75		
			8	NE $\frac{1}{4}$ NE $\frac{1}{4}$	8.00		
			8	SE $\frac{1}{4}$ NE $\frac{1}{4}$	4.00		
			9	NW $\frac{1}{4}$ NE $\frac{1}{4}$	2.75		
			9	SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.25		
			9	SE $\frac{1}{4}$ NE $\frac{1}{4}$	32.00		
			9	NE $\frac{1}{4}$ NW $\frac{1}{4}$	8.25		
			9	NW $\frac{1}{4}$ NW $\frac{1}{4}$	10.00		
			9	SW $\frac{1}{4}$ NW $\frac{1}{4}$	27.00		
			9	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00		
			9	NE $\frac{1}{4}$ SW $\frac{1}{4}$	33.00		
			9	SE $\frac{1}{4}$ SW $\frac{1}{4}$	17.00		
9	NE $\frac{1}{4}$ SE $\frac{1}{4}$	36.00					
9	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00					
9	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00					
9	SE $\frac{1}{4}$ SE $\frac{1}{4}$	2.25					

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<u>NAME</u>	<u>TOWNSHIP</u>	<u>RANGE</u>	<u>SECTION</u>	<u>SUBDIVISION</u>	<u>ACREAGE</u>	<u>TOTAL ACREAGE</u>			
Baldwin Sheep Company (continued)	11 S.	15 E.W.M.	10	SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.50				
			10	SW $\frac{1}{4}$ NW $\frac{1}{4}$	19.00				
			10	SE $\frac{1}{4}$ NW $\frac{1}{4}$	5.25				
			10	NE $\frac{1}{4}$ SW $\frac{1}{4}$	26.50				
			10	NW $\frac{1}{4}$ SW $\frac{1}{4}$	23.50				
			10	NW $\frac{1}{4}$ SE $\frac{1}{4}$	2.50				
			11	SW $\frac{1}{4}$ NE $\frac{1}{4}$	12.00				
			11	SE $\frac{1}{4}$ NE $\frac{1}{4}$	7.50				
			11	SW $\frac{1}{4}$ NW $\frac{1}{4}$.25				
			11	SE $\frac{1}{4}$ NW $\frac{1}{4}$	9.75				
			12	SW $\frac{1}{4}$ NE $\frac{1}{4}$	5.25				
			12	SE $\frac{1}{4}$ NE $\frac{1}{4}$	17.25				
			12	SW $\frac{1}{4}$ NW $\frac{1}{4}$	6.50				
			12	SE $\frac{1}{4}$ NW $\frac{1}{4}$	13.25				
			12	NE $\frac{1}{4}$ SE $\frac{1}{4}$	6.75				
			16	NW $\frac{1}{4}$ NE $\frac{1}{4}$	36.00				
			16	SW $\frac{1}{4}$ NE $\frac{1}{4}$	21.25				
			16	NE $\frac{1}{4}$ NW $\frac{1}{4}$	3.75				
			16	NW $\frac{1}{4}$ SE $\frac{1}{4}$	13.25				
			16	SW $\frac{1}{4}$ SE $\frac{1}{4}$	6.50				
			21	NE $\frac{1}{4}$ NE $\frac{1}{4}$	11.25				
			21	SE $\frac{1}{4}$ NE $\frac{1}{4}$	4.00				
			22	NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.00				
			22	SW $\frac{1}{4}$ NW $\frac{1}{4}$	24.00				
			22	SE $\frac{1}{4}$ NW $\frac{1}{4}$	26.50				
			22	NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.00				
			22	NW $\frac{1}{4}$ SW $\frac{1}{4}$	5.25				
			22	NW $\frac{1}{4}$ SE $\frac{1}{4}$	33.25				
			22	SW $\frac{1}{4}$ SE $\frac{1}{4}$	33.25				
			26	SW $\frac{1}{4}$ SW $\frac{1}{4}$	15.25				
			27	NW $\frac{1}{4}$ NE $\frac{1}{4}$	18.00				
			27	SW $\frac{1}{4}$ NE $\frac{1}{4}$	9.25				
			35	NW $\frac{1}{4}$ NW $\frac{1}{4}$	2.50				
			35	SW $\frac{1}{4}$ NW $\frac{1}{4}$	5.50				
				11 S.	16 E.W.M.	7	NW $\frac{1}{4}$ SW $\frac{1}{4}$	8.75	
						7	SW $\frac{1}{4}$ SW $\frac{1}{4}$	6.00	
						17	NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.50	
						18	NE $\frac{1}{4}$ NE $\frac{1}{4}$	3.25	
						18	NW $\frac{1}{4}$ NE $\frac{1}{4}$	9.25	
						18	SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.25	
						18	SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.00	
						18	NE $\frac{1}{4}$ NW $\frac{1}{4}$	4.00	
						18	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.50	
									<u>2.50</u>

Said lands are all situated in Jefferson County, Oregon.

"3. The above described lands of Bidwell Cram irrigated with the waters of Hay Creek are situated below the confluence of Hay Creek and Wilson Creek and accordingly a portion of the water for the irrigation of these lands comes from Wilson Creek. For the purposes of this agreement, it is conclusively presumed and agreed that 175 acres of the lands of Bidwell Cram are irrigated with water from Hay Creek proper without reference to the waters of Wilson Creek.

"4. The above described lands of Harriet L. Veazie are situated partly on Wilson Creek, partly on Hay Creek above its confluence with Wilson Creek,

and partly on Hay Creek below its confluence with Wilson Creek. For the purposes of this agreement all lands of the said Harriet L. Veazie irrigated exclusively with water from Wilson Creek are excluded from consideration. A portion of the remainder is irrigated with water from both creeks, and the balance with water from Hay Creek only. For the purposes of this agreement it is conclusively presumed that 220 acres and no more are and should be irrigated with water from Hay Creek without reference to the waters of Wilson Creek.

"5. The lands of Charles L. Hunter are situated partly on Wilson Creek and partly on Hay Creek. For the purposes of this agreement all lands of the said Charles L. Hunter irrigated exclusively with water from Wilson Creek, aggregating 35.5 acres, are excluded from consideration. The remainder of the said lands, aggregating 163.25 acres, are irrigated with water from Hay Creek.

"6. So long as there is an abundance of water flowing in Hay Creek so that all of the parties hereto may irrigate their lands without interference with the use of water by other users, each of the parties hereto may use said waters to any extent desired for the proper irrigation of the lands above described.

"7. If there shall be water flowing in Hay Creek and its tributaries exclusive of Wilson Creek, sufficient for such purpose, each of the parties hereto during the irrigating season of each year shall have for the irrigation of his lands described above the amount of water set opposite his name in the following table:

<u>NAME</u>	<u>AMOUNT OF WATER IN ACRE FEET.</u>
Bidwell Cram	525.00
Harriet L. Veazie	660.00
Charles L. Hunter	489.75
Martha A. McCue (Primary right)	45.00
Martha A. McCue (secondary right)	86.25
Baldwin Sheep Company	2601.00
Charles M. Elkins	45.75

"Said primary allowance to Martha A. McCue shall apply to her south fifteen acres of irrigated land. As soon as the requirements of the lands of the other parties hereto are satisfied, or whenever water is available therefor without depriving them of their prior right, Martha A. McCue shall be entitled to water under her secondary right for the irrigation of her remaining 28.75 acres of irrigated land.

"If there shall not be sufficient water to provide the full amount of the primary allowance in this paragraph mentioned, then such primary allowance of all of the parties shall be reduced proportionately.

"9. In case of shortage, the division of water shall be made by the parties by amicable agreement among themselves, but if they cannot agree then by such method of distribution, by rotation or otherwise, as the State Water Board through its Water Master or otherwise from time to time may prescribe.

"9. The rights of all the parties hereto for the use of the water mentioned in paragraph 7 except the secondary right of Martha A. McCue to 86.25 acre feet are conclusively presumed to be of equal priority, it being understood and agreed that said rights were initiated prior to the year 1885. The secondary right of Martha A. McCue for 86.25 acre feet to be used in the irrigation of the north 28.75 acres of her irrigated land as hereinbefore described is next in priority to the rights of the parties herein mentioned, such right having been initiated prior to the year 1898.

"10. Each of the parties hereto may use his proportion of the waters of Hay Creek and its tributaries, exclusive of Wilson Creek, as hereinbefore determined in the irrigation of any of his lands described in paragraph 2 without being required to distribute said waters equally over his entire acreage, the point of diversion and manner of use to be determined by each user. Inasmuch as Charles M. Elkins, Martha A. McCue and Baldwin Sheep Company own no lands irrigated with waters from Wilson Creek and have no right to the use for irrigation of any waters from Wilson Creek, and inasmuch as Bidwell Cram, Harriet L. Veazie and Charles L. Hunter each own lands situated on Wilson Creek or on Hay Creek below its confluence with Wilson Creek, and accordingly are interested in the waters of Wilson Creek and the use and distribution thereof, it is agreed by all of the parties hereto that Bidwell Cram, Harriet L. Veazie and Charles L. Hunter may divide between themselves in such proportions as they may see fit for use in the irrigation of any of their lands described in paragraph 2, all waters of Wilson Creek which they may have right to use and such waters of Hay Creek as they may be entitled to use under and in accordance with the terms of paragraph 7 of this agreement.

"11. This agreement shall be binding upon the successors and assigns of the parties, and the water rights of the parties as determined in this agreement are appurtenant to the lands of the respective parties described in paragraph 2.

"12. Nothing herein contained shall prevent Baldwin Sheep Company from using the waters collected by it by means of its drainage system in sections 21 and 22, in township 11 south of range 15 east of the Willamette Meridian, which waters after their collection are piped to the said company's home ranch properties in section 16 in said township and range by means of a six inch pipe line, to the amount of 300 gallons per minute. But any amount diverted and used in excess of 300

gallons per minute shall be counted in the estimate of the amount to which the Baldwin Sheep Company is entitled and shall be charged against its allowance. The said company shall use the water flowing through said pipe line primarily for domestic and household purposes, watering of stock and irrigation of the present area of garden at its said home ranch properties and shall not use waters otherwise diverted or taken directly from the Creek for said purposes so long as there is sufficient water available from said pipe line.

"13. It is understood and agreed that Baldwin Sheep Company shall have the right to the use for domestic and stock purposes of the waters of all springs mentioned in its general claim covering springs, provided that nothing herein contained shall give the said Baldwin Sheep Company an exclusive right to the waters of the Big Springs in section 8 in township 11 south of range 15 east of the Willamette Meridian. But the provisions of this paragraph shall not prevent the said Baldwin Sheep Company from using its proper share of water as provided in paragraph 7 for the irrigation of its lands in section 32 in township 10 south of range 15 east.

"14. This agreement shall be made effective by appropriate order of the State Water Board confirmed by decree in the manner prescribed by law.

"15. The parties recognize the fact that on account of shortage of water irrigation is carried on and must be carried on along Hay Creek and its tributaries at all times of the year. The main irrigation season known as the spring and summer season begins April 1 on upper Hay Creek and its tributaries and March 15 on lower Hay Creek and its tributaries, the dividing line between upper and lower Hay Creek being fixed for the purpose of this agreement as the line between sections 30 and 31 in township 10 south of range 15 east of the Willamette Meridian. Said spring and summer season ends on August 31.

"It is agreed that during the spring and summer irrigation season the amount of water used by any of the parties hereto shall not exceed the sum of two acre feet per acre of his allowance as mentioned in paragraph 7. The remaining one-acre foot per acre of his allowance may be used during the fall and winter irrigation season which shall begin on September 1 and shall extend until the beginning of the spring and summer irrigation season of the next year.

"In view of the necessity of irrigation at all seasons of the year, this agreement shall apply to all waters flowing in Hay Creek and its tributaries.

"16. Baldwin Sheep Company shall have the right to fill its storage reservoir recently constructed by it in section 22 in township 11 south of range 15 east of the Willamette Meridian at any time when there are surplus waters available for such purpose. Said company shall have the right to impound in said reservoir and use all waters coming down the dry channel known as Hay Creek across which the dam from

said reservoir is constructed without charging the same against its allowance as mentioned in paragraph seven and all summer freshet waters of Ausbury Creek coming in above the present point of diversion of the feed canal to said reservoir, It is agreed that said Baldwin Sheep Company shall have the right to use the waters impounded in said reservoir at such times and in such manner as it may see fit, either in connection with the regular flow of water in Hay Creek or otherwise."

That the following supplemental stipulation and agreement by and between Chas. L. Hunter and said other claimants above named, heretofore made and filed herein, in correction of the preceding stipulation, as set forth in said findings, is hereby incorporated in and made a part of this decree, and the rights and claims of said Chas. L. Hunter are hereby adjudicated and determined in accordance therewith, said stipulation being as follows, to-wit:

"Heretofore Baldwin Sheep Company, an Oregon corporation, Bidwell Cram and Kate Cram, his wife, Harriet L. Veazie, a widow, Charles L. Hunter and Julia Hunter, his wife, Martha A. McCue and C. E. McCue, her husband, and Charles M. Elkins and Amanda Elkins, his wife, entered into an agreement regarding the use of the waters of Hay Creek, a tributary of Trout Creek, which agreement was dated October 24, 1917. Through inadvertence the lands of Charles L. Hunter, irrigated with waters from Hay Creek and Wilson Creek, were improperly described and the acreage of the lands irrigated by said Hunter from Hay Creek and Wilson Creek was incorrectly stated in said agreement, due to an erroneous map of survey heretofore made by the State Engineer's office. Said Hunter caused said lands to be surveyed and filed his claim in accordance with the corrected survey.

"In consideration of the premises and for the purpose of correcting the errors contained in said agreement of October 24, 1917, it is agreed as follows by and between the parties above named, all of whom are parties to this agreement,

"1. In accordance with the corrected survey and the claims filed by Charles L. Hunter, said Hunter is irrigating from Hay Creek and Wilson Creek 185.30 acres. The following table shows the number of acres of irrigated land in each smallest governmental subdivision:

<u>IRRIGATED FROM HAY CREEK</u>					
<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Subdivision</u>	<u>Acreage</u>	<u>Total acreage.</u>
10 South	15 East	7	SE $\frac{1}{4}$ NE $\frac{1}{4}$	28.30	144.40
		7	NE $\frac{1}{4}$ SE $\frac{1}{4}$	33.60	
		7	SE $\frac{1}{4}$ SE $\frac{1}{4}$	37.70	
		18	NE $\frac{1}{4}$ NE $\frac{1}{4}$	18.00	
		18	NE $\frac{1}{4}$ SE $\frac{1}{4}$	11.50	
		18	SW $\frac{1}{4}$ NE $\frac{1}{4}$	3.30	
		18	SE $\frac{1}{4}$ NE $\frac{1}{4}$	12.00	

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Subdivision</u>	<u>Acreage</u>	<u>Total Acreage</u>
10 South	15 East	5	SE $\frac{1}{4}$ SW $\frac{1}{4}$	8.10	40.90
		5	SW $\frac{1}{4}$ SE $\frac{1}{4}$	18.40	
		6	NE $\frac{1}{4}$ NE $\frac{1}{4}$	13.70	
		8	NW $\frac{1}{4}$ NE $\frac{1}{4}$.70	

"2. The amount of water from Hay Creek properly allotted to the lands of Charles L. Hunter in paragraph 7 of said agreement of October 24, 1917, is hereby reduced to 433.20 acre feet, being three acre feet per acre for the lands above described owned by said Hunter and irrigated from Hay Creek proper. Said agreement of October 24, 1917, is hereby modified to the extent necessary to make it conform to the provisions of this agreement, but in all other respects it shall be and remain in full force and effect, it being understood that the provisions of said agreement as amended by this agreement shall be made effective by findings of the State Water Board confirmed by decree of court in the manner provided in said agreement of October 24, 1917."

V.

That as between Harriet L. Veazie and Bidwell Cram, the following stipulation respecting the use of the waters of Wilson Creek, a tributary of Hay Creek, now on file herein, is hereby incorporated in and made a part of this decree, and the rights of the said claimants are hereby adjudicated and determined in accordance with the provisions of said stipulation, said stipulation being as follows, to-wit:

"Gateway, Oct. 24, 1917.

"Referring to the compromise agreement with reference to the waters of Hay Creek and tributaries, it is understood that each of the undersigned shall have water from Wilson Creek, to the amount of three acre feet per annum, of equal priority as between ourselves, dated from the year 1866 to the number of acres as follows:

Harriet L. Veazie	136.85 acres
Bidwell Cram	123.00 acres

which right is second to that of Chas. L. Hunter on said creek for 35.50 acres; said water to be apportioned as provided in the main agreement of this date respecting Hay Creek water. Reservoir right of Harriet L. Veazie to come next; and rights of both parties to water for domestic purposes to be confirmed as of the same priority as irrigation right.

HARRIET L. VEAZIE

BIDWELL CRAM. "

VI.

That the following named claimants are entitled to rights of appropriation of the waters of the particular stream or streams set opposite their respective names, as of the priority, to the extent, and for the uses and purposes set forth in the following tabulated statement; and each of the following named

claimants is entitled to the entry of a decree herein and to the issuance of a water right certificate in accordance therewith, determining, establishing and confirming their respective rights to the waters of the stream or streams set opposite their respective names under the heading stream, as of the date of relative priority, in the amount or quantity of water per acre for irrigation purposes as provided in paragraph VII immediately following this paragraph, for the irrigation of the number of acres, by means of the ditch, upon the lands described hereunder, as such priority date, indicated quantity of water, number of acres, use, ditch, and lands are hereunder set forth or described in tabulated form opposite the name of the claimant entitled to the right thereby defined, to-wit:

(NOTE) The quantity of water for irrigation purposes and for domestic and stock uses shall be determined from paragraph VII immediately following this paragraph in each case; and the quantity of water set forth in the third column of the following tabulated statement in acre feet indicates and defines the maximum quantity of water in acre feet that the claimant is entitled to divert and use from said stream for the irrigation of the lands described opposite the name of such claimant during the irrigation season, subject to the conditions and limitations of said paragraph VII immediately following).

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount in feet ^{ac.ft.} per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Baldwin Sheep Company, 1879 James B. Kerr, Sec. 1410 Yeon Building Portland, Oregon: C. C. Berkeley, Mgr., Hay Creek, Ore. (Proof 1. Vol.2)		120	20	Irrigation Domestic and Stock	Upper Amity	South Amity Creek	20 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 2 Tp. 11 S. R. 17 E. T.M. Jefferson County, Oregon.
(Proof 2. Vol.2)	1884	141	23.5	Irrigation Domestic and Stock	Company Ditch No. 1 Trout Creek Ranch	Trout Creek	9 $\frac{1}{2}$ ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 5 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 33 Tp. 10 S.R. 17 E.W.M. 2.75 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 2.5 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 4 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 34 Tp. 10 S.R. 17 E.W.M. Jefferson County, Oregon.
(Proof 3. Vol.2)	1879	67 $\frac{1}{2}$	11.25	Irrigation Domestic and Stock	Company Ditch No. 2 Trout Creek Ranch	Beaver Creek	4 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 34 Tp. 10 S.R. 17 E.W.M. 3 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 4.25 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 3 Tp. 11 S.R. 17 E.W.M. Jefferson County, Oregon.
(Proof 4. Vol.2)	1884	30	5	Irrigation Domestic and Stock	Company Ditch No. 3 Trout Creek Ranch	Goose- berry Creek	5 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 3 Tp. 11 S. R. 17 E. W.M. Jefferson County, Oregon.
(Proof 5 Vol.2)	1895	215	52 $\frac{1}{2}$	Irrigation Domestic and Stock	Company Ditch No. 4 Trout Creek Ranch	South Amity Creek	0.5 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 8.75 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 24.75 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 0.5 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 12.00 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 6.00 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 3 Tp. 11 S. R. 17 E. W. M. in Jefferson County, Oregon.
(Proof 6. Vol.2)	1891	99	16 $\frac{1}{2}$	Irrigation Domestic and Stock	Company Ditch No. 5 Trout Creek Ranch	South Amity Creek	0.5 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 2 16.00 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 3 Tp. 11 S.R. 17 E.W.M. Jefferson County, Oregon.
(Proof 7. Vol.2)	1884	109 $\frac{1}{2}$	18 $\frac{1}{2}$	Irrigation Domestic and Stock	Company Ditch No. 6 Trout Creek Ranch	Trout Creek	1 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 4 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 2 0.75 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 1.80 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 10.00 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 1.00 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 3 Tp. 11 S.R. 17 E.W.M. Jefferson County, Oregon.
(Proof 8, Vol.2)	1879	346 $\frac{1}{2}$	57 $\frac{1}{2}$	Irrigation Domestic and Stock	Company Ditch No. 7 Trout Creek Ranch	Trout Creek	1 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 2 2 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 28 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 14 $\frac{1}{2}$ ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 6 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 1 $\frac{1}{2}$ ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 4 $\frac{1}{2}$ ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 3 Tp. 11 S.R. 17 E.W.M. Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount ac.ft.	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
1225 Baldwin Sheep Company. (Continued) (Proof 9, Vol.2)	1885	108.6	18.1	Irrigation Domestic and Stock	Company Ditch No. 8, Trout Creek Ranch	Board Creek ✓	3 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 15.1 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 10 Tp. 11 S.R. 17 E.7.M., Jefferson County, Oregon.
(Proof 10, Vol.2)	1885	163 $\frac{1}{2}$	27.25	Irrigation Domestic and Stock	Company Ditch No. 9, Trout Creek Ranch	Board Creek ✓	1.25 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 18 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 10 8 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 15 Tp. 11 S.R. 17 E.7.M. Jefferson County, Oregon.
Proofs 11 and 12, Vol.2)	1879	150	30	Irrigation Domestic and Stock	Company Ditches No. 10 and 11 Foley Ranch	Foley Creek ✓	12 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; $\frac{3}{4}$ ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 $\frac{3}{4}$ ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 5 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 1 $\frac{1}{2}$ ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 30 Tp. 11 S.R. 17 E.7.M., Jefferson County, Oregon.
(Proofs 13,14,15, 16,17 and 18, Vol.2)	1885	519 $\frac{3}{4}$	173 $\frac{1}{4}$	Irrigation Domestic and Stock	Company Ditch No. 1 Home Ranch and Ditches No. 2,3, 4,5 and 6, Home Ranch	Ausbury Creek, tribu- tary of Hay Creek Hay Creek ✓	1 $\frac{1}{2}$ ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 8 12 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 25 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 17 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 3 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 31 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 9 36 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 21 $\frac{1}{4}$ ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 $\frac{3}{4}$ ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 13 $\frac{1}{2}$ ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 6 $\frac{1}{2}$ ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 16 Tp. 11 S.R. 15 E.7.M., Jefferson County, Oregon.
(Proof 39, Vol.2)	1885	79 $\frac{1}{2}$	26 $\frac{1}{2}$	Irrigation Domestic and Stock	Company Ditch No. 27 Home Ranch	Hay Creek ✓	12 $\frac{1}{2}$ ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 11 $\frac{1}{4}$ ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 32 Tp. 10 S.R. 15 E.7.M., 1 $\frac{1}{2}$ ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 5 $\frac{3}{4}$ ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 6 Tp. 11 S.R. 15 E.7.M., Jefferson County, Oregon.
(Proofs 24 and 25, Vol.2)	1885	563 $\frac{1}{2}$	187 $\frac{3}{4}$	Irrigation Domestic and Stock	Company Ditches No. 11 and 12, Home Ranch	Ausbury Creek, tribu- tary of Hay Creek ✓	11 $\frac{1}{4}$ ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 4 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 21 1 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 24 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 28 $\frac{1}{2}$ ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 $\frac{1}{4}$ ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 20 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 33 $\frac{1}{4}$ ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 33 $\frac{1}{4}$ ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 22 18 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 9 $\frac{1}{4}$ ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 27 Tp. 11 S.R. 15 E.7.M., Jefferson County, Oregon. TROUT CREEK

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount in sec. ft. ac. ft.	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Baldwin Sheep Company (Continued) (Proof 26, Vol. 2)	1885	3 34½	11.5	Irrigation Domestic and Stock	Company Ditch No. 13, Home Ranch	Ausbury Creek	9 ac in SW¼SW¼; Sec. 26 2.5 ac in NW¼NW¼; Sec. 35 Tp. 11 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 27, Vol. 2)	1885	3 16½	5.5	Irrigation Domestic and Stock	Company Ditch No. 14 Home Ranch	Ausbury Creek	5.5 ac in SW¼NW¼, Sec. 35 Tp. 11 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 29, Vol. 2)	1885	3 18¾	6.25	Irrigation Domestic and Stock	Company Ditch No. 17, Home Ranch	Jim Creek	6.25 ac in SW¼SW¼; Sec. 26 Tp. 11 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proofs 19, 21, 22, 23, Vol. 2)	1885	3 984¾	328¼	Irrigation Domestic and Stock	Company Ditches No. 7, 9 10 and 10½, Home Ranch	Little Willow Creek, tribu- tary of Hay Creek	8 ac in NE¼NE¼; 2½ ac in SE¼NE¼; Sec. 8 25 ac in NW¼NE¼; 39¼ ac in SW¼NE¼; 32 ac in SE¼NE¼; 8¼ ac in NE¼NW¼; 10 ac in NW¼NW¼; 15 ac in SW¼NW¼; 37 ac in SE¼NW¼; 8 ac in NE¼SW¼; 68 ac in NE¼SE¼; 37 ac in NW¼SE¼; 9 ac in SW¼SE¼; 2½ ac in SE¼SE¼; Sec. 9 2½ ac in SW¼NE¼; 19 ac in SW¼NW¼; 5½ ac in SE¼NW¼; 23½ ac in NW¼SW¼; 26½ ac in NE¼SW¼; 2½ ac in NW¼SE¼; Sec. 10 Tp. 11 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 20, Vol. 2)	1908	0.25 sec. ft.		Stock	Company Ditch No. 8 or Stock Ditch for Home Ranch	Little Willow	For watering stock and use of water at lambing sheds on Home or Hay Creek ranch in Tp. 11 S., R. 15 E. W. M., Jefferson County, Oregon.
(Proof 28, Vol. 2)	1886	0.25 sec. ft.		Stock	Company Ditch No. 15 Home Ranch	Ausbury Creek	Water to be used for supplying claimant's sheep dipping vats, on Home Ranch or Hay Creek Ranch, in Tp. 11 S.R. 15 E.W.M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount ac-ft. per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
2225 Baldwin Sheep Company (Continued) (Proofs 30, 31, 32, 33 and 34, Vol. 2)	1885	ac-ft. 3 279 $\frac{3}{4}$	93 $\frac{1}{2}$	Irrigation Domestic and Stock	Company Ditches No. 18, 19, 20, 21 and 22, Home Ranch	Little Willow Creek, tribu- tary of Hay Creek	12 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 7 $\frac{1}{2}$ ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 9 $\frac{3}{4}$ ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; $\frac{1}{2}$ ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 11 5 $\frac{1}{2}$ ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 17 $\frac{1}{2}$ ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 13 $\frac{1}{4}$ ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 6 $\frac{3}{4}$ ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 $\frac{3}{4}$ ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 12 Tp. 11 S.R. 15 E.W.M., 8 $\frac{3}{4}$ ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 6 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 7 Tp. 11 S.R. 16 E.W.M., Jefferson County, Oregon.
(Proofs 35 and 36, Vol. 2)	1885	49 $\frac{1}{2}$	16 $\frac{1}{2}$	Irrigation Domestic and Stock	Company Ditches 23 and 24, Home Ranch	South and North Forks of Little Willow Creek	3 $\frac{1}{2}$ ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 9 $\frac{1}{4}$ ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 18 Tp. 11 S.R. 16 E.W.M., Jefferson County, Oregon.
(Proofs 37 and 38, Vol. 2)	1885	51 $\frac{3}{4}$	17 $\frac{1}{4}$	Irrigation Domestic and Stock	Company Ditches 25 and 26, Home Ranch	South Fork of Little Willow Creek	2 $\frac{1}{2}$ ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 5 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 2 $\frac{1}{2}$ ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18 7 $\frac{1}{2}$ ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 17 Tp. 11 S.R. 16 E.W.M., Jefferson County, Oregon.
2226 Bannan, Heirs of Joe, Sarah Reilly, Adm., Pat Reilly, Agent Ashwood, Oregon. (Proof 42, Vol. 2)	1897	60	10	Irrigation Domestic and Stock	A small ditch	East Trout Creek	2 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2.5 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 5.5 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 16 Tp. 9 S.R. 17 E.W.M., Jefferson County, Oregon.
2227 Bolter, John G. Gateway, Oregon. (Proof 42, Vol. 2)	Permit No. 2156	(See paragraph VIII following)					
(Proof 44, Vol. 2)	1896	487 $\frac{1}{2}$	81.25	Irrigation Domestic and Stock	Garrett Ditch	Trout Creek	17.5 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 3 5 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 4 26.75 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 1 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 3.5 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 17.5 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 9 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 45, Vol. 2)	1880	139 $\frac{1}{2}$	23.25	Irrigation Domestic and Stock	West Bolter Ditch	Trout Creek	5 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 4.75 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 13.50 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 4 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount <small>sub-foot per second</small>	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
John G. Bolter. (Continued) (Proof 46, Vol. 2)	1880	210	25	Irrigation Domestic and Stock	East Bolter Ditch	Trout Creek	7.75 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 27.25 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
^{475A1} Cole, I. M. Antelope, Oregon. (Proof 47, Vol. 2)	1870	252.45	8415	Irrigation Domestic and Stock	Ditches and small dams	Antelope Creek	9.25 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 31.25 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 19 Tp. 8 S.R. 16 E.W.M., 6.50 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 25 Tp. 8 S.R. 15 E.W.M., 6.4 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 30.75 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 30 Tp. 8 S.R. 16 E.W.M., Jefferson County, Oregon. <i>Whced (see signed copy)</i>
Cram, Allie Gateway, Oregon. (Proof 48, Vol. 2) (Proof 49, Vol. 2) (Proof 50, Vol. 2)	1879	300	50	Irrigation Domestic and Stock	Bostwick & Ashby	Trout Creek	34 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 30 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$;
	1884	210	35		Island		13.25 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$;
	1884	225	37.5		West Side		33.25 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 9 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
^{455H} Cram, Bidwell Gateway, Oregon. (Proofs 52, 53, 54, and 55, Vol. 2)	1885	525	175	Irrigation Domestic and Stock	Cram, Cram & Friday, Teal and Stueart, Megan	Hay Creek Wilson Creek	7.50 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 17 1.00 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 27.50 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18 11.50 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 13.50 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 7.50 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 1.00 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 19 21.25 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 34.00 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 37.50 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 36.75 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 20 38.50 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 31.75 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 8.75 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 29 1.00 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 1.50 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 2.50 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 30 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
T-2798 A POD T-4370 A POD	1886	324	108	Irrigation Domestic and Stock			
(Proof 51, Vol. 2)	1879	433.5	72.25	Irrigation Domestic and Stock	Bostwick and Ashby	Trout Creek	20 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 30.75 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 21.50 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 9 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 56, Vol. 2)	1882	340 $\frac{1}{2}$	56.75	Irrigation Domestic and Stock	Friday and Cram	Trout Creek	.75 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 16 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 10.75 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 29.25 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.

Cancelled on Rec. Vol. 17, P. 59

CORRECTED BY DECREE V-178 273

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
Bidwell Cram. (Continued) (Proof 57, Vol. 2)		ac. ft.					(See State Engineer's Permit No. 2418, See Paragraph VIII following)
(Proof 58, Vol. 2)							(See State Engineer's Permit No. 2715, See Paragraph VIII following)
Cram, Robert H. Gateway, Oregon (Proof 59, Vol. 2)							(State Engineer's Permit, No. 2045; see Paragraph VIII following)
²³¹ Douthit, James H. Gateway, Oregon (Proof 60, Vol. 2)							(State Engineer's Permit No. 2716, see Paragraph VIII following)
(Proof 61, Vol. 2)	1885	246	41	Irrigation Domestic and Stock	Healy Ditch	Trout Creek	21 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; (See A) 20 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 3 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 62, Vol. 2)	1886	607 $\frac{1}{2}$	51 $\frac{1}{4}$	Irrigation Domestic and Stock	Company Ditch	Trout Creek	13 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3.5 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 34.75 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
Douthit, L. J. Estate and Heirs of. (Helen Claypool, S.G. and J.H. Douthit) Bidwell Cram, Trustee Gateway, Oregon. (Proof 63, Vol. 2)							(State Engineer's Permit No. 2716, see paragraph VIII following)
²³² Douthit, Samuel G. Post, Oregon. (Proof 64, Vol. 2)	1901	90	15	Irrigation Domestic and Stock	Sam Douthit Ditch	Trout Creek	14 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 1 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 2 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 65, Vol. 2)	1888	84	14	Irrigation Domestic and Stock	Healy	Trout Creek	14 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 3 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 66, Vol. 2)							(See State Engineer's Permit No. 2716, Paragraph VIII following)
²³³ Elkins, Charles M. Prineville, Oregon. (Proof 67, Vol. 2)	1885	45 $\frac{3}{4}$	15 $\frac{1}{4}$	Irrigation Domestic and Stock	Wiltse	Aubrey (Or Ausbury) Creek tributary of Hay Creek	4.75 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 6 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 3 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 1.50 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 35 Tp. 11 S.R. 15 E.W.M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
2234 Friend, M. C. Ashwood, Oregon. (Proof 68, Vol. 2) T-3690 T-3509	1891	261	43.5	Irrigation Domestic and Stock	West	Trout Creek	1.5 ac in N $\frac{1}{4}$ NE $\frac{1}{4}$; 4.4 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 8 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 4.6 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 8.8 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 1.1 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 5 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 0.1 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 25 10 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 24 Tp. 9 S.R. 16 E.W.M., Jefferson County, Oregon.
(Proof 69, Vol. 2)	1891	95.4	15.9	Irrigation Domestic and Stock	East	Trout Creek	7.7 ac in N $\frac{1}{4}$ NE $\frac{1}{4}$; 6.3 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1.9 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 25 Tp. 9 S.R. 16 E.W.M., Jefferson County, Oregon.
(Proof 70, Vol. 2)	March 1898	87.6	14.6	Irrigation Domestic and Stock	Maupin	Trout Creek	10.7 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 3.1 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 0.1 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 0.7 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 24 Tp. 9 S.R. 16 E.W.M., Jefferson County, Oregon.
2235 Grater, H. G. Ashwood, Oregon. (Proof 71, Vol. 2)	Aug. 1893	72	12	Irrigation Domestic and Stock	Grater	Trout Creek	12 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 1 Tp. 10 S.R. 16 E.W.M., Jefferson County, Oregon.
(Proof 72, Vol. 2)	1889	98	33	Irrigation Domestic and Stock	Sandy	Trout Creek	15 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 17 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 1 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 1 Tp. 10 S.R. 16 E.W.M., Jefferson County, Oregon.
2236 Hamilton, T. S. Ashwood, Oregon. (Proof 73, Vol. 2)	1885	335.4	55.9	Irrigation Domestic and Stock	Hill	Trout Creek	18 ac in N $\frac{1}{4}$ NW $\frac{1}{4}$; 13.5 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 3 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 11.3 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 5.2 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 28 Tp. 10 S.R. 17 E.W.M., Jefferson County, Oregon. 0.6 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 29 1.8 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 21 2.5 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 20 Tp. 10 S.R. 17 E.W.M., Jefferson County, Oregon.
(Proof 74, Vol. 2)	1906	57.6	9.6	Irrigation Domestic and Stock	Hamilton No. 2	Trout Creek	1.3 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 8.3 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18 Tp. 10 S.R. 17 E.W.M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
<p>2236 T. S. Hamilton (Continued) (Proof 75, Vol. 2)</p>	1878	178.8	29.8	Irrigation Domestic and Stock	Quinn	Trout Creek	0.8 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 6.6 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 1.8 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 8.1 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.6 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 18 0.8 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 9.0 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 2.8 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 7 Tp. 10 S. R. 17 E. W. M., Jefferson County, Oregon.
<p>(Proof 76, Vol. 2)</p>	1897	153	25.5	Irrigation Domestic and Stock	Hamilton No. 4	Trout Creek	1.4 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.3 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 18 5.9 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 0.4 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 7.8 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 7.4 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 7 Tp. 10 S. R. 17 E. W. M., 2.3 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 12 Tp. 10 S. R. 16 E. W. M., Jefferson County, Oregon.
<p>(Proof 77, Vol. 2)</p>	1908	30	5	Irrigation Domestic and Stock	Antoine	Trout	4.9 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 0.8 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 12 Tp. 10 S. R. 16 E. W. M., Jefferson County, Oregon.
<p>2237 Hill, Margaret Antelope, Oregon. (Proof 78, Vol. 2)</p>	1892	165	55	Irrigation Domestic and Stock	Temporary dams and floodings	Antelope, Indian and Cold Camp Creeks	7.25 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 15 1.50 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 16 23.25 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 17 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 21 4 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 22 Tp. 8 S. R. 16 E. W. M., Jefferson County, Oregon. <i>ward (see signed copy)</i>
<p>2238 Hunter, Chas. L. Gateway, Oregon. (Proofs 79, 80, 82, Vol. 2)</p>	1885	433.2	144.4	Irrigation Domestic and Stock	Upper McPherson, Lower McPherson, and Gates	Hay Creek	28.3 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 33.6 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 37.7 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 7 18 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 11.5 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3.3 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 18 Tp. 10 S. R. 15 E. W. M., Jefferson County, Oregon.
<p>(Proof 81, Vol. 2)</p>	1877	122.7	40.9	Irrigation Domestic and Stock	Colburn McPherson	Wilson Creek	12.7 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 0.7 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 8 8.1 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 18.4 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 5 Tp. 10 S. R. 15 E. W. M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount in ac-ft. per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
49780 Hurt, James W. Gateway, Oregon. (Proof 83, Vol. 2) T-3143 D P02	1904	52.2	8.7	Irrigation Domestic and Stock	DeHaven	Trout Creek	4.6 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 4.1 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 9 Tp. 9 S.R. 14 E.W.M., Jefferson County, Oregon.
2240 Irvine, Estate of Frank By Lydia M. Irvine, Administratrix, 1197 E. Lincoln St. Portland, Oregon. W.P. Myers, Agent Culver, Oregon. (Proof 84, Vol. 2)	1897	117	19.5	Irrigation Domestic and Stock	DeHaven	Trout Creek	17.0 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 2.5 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 5 Tp. 9 S.R. 14 E.W.M., Jefferson County, Oregon.
2241 James, W. C. Ashwood, Oregon. (Proof 85, Vol. 2) T#2438	1894	27	4.5	Irrigation Domestic and Stock	James	Trout Creek	2.25 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 1.25 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 1 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 11 Tp. 11 S.R. 17 E.W.M., Jefferson County, Oregon.
2242 Kampfer, Gotfried, Gateway, Oregon. (Proof 86, Vol. 2)	1887	511 $\frac{1}{2}$	85.25	Irrigation Domestic and Stock	Kampfer No. 1	Trout Creek	3.25 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 2.75 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 14.50 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 6.75 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 16.50 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 11 14.50 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 21.50 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 5.5 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 10 Tp. 9 S.R. 14 E.W.M.
	1899	141	23.50	Irrigation Domestic and Stock	Kampfer No. 1	Trout Creek	13.25 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 11 5.25 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 13 5.00 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 14 Tp. 9 S.R. 14 E.W.M., Jefferson County, Oregon.
	1904	12	2	Irrigation Domestic and Stock	Kampfer No. 1	Trout Creek	2. ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 11 Tp. 9 S.R. 14 E.W.M., Jefferson County, Oregon. (Property of Albert Kampfer)
	1907	9	1.50	Irrigation Domestic and Stock	Kampfer No. 1	Trout Creek	1.50 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 11 Tp. 9 S.R. 14 E.W.M., Jefferson County, Oregon. (Property of Emma Kampfer)
(Proof 87, Vol. 3)	1903	90	15	Irrigation Domestic and Stock	Dona and Ditch	Trout Creek	7.50 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 7.50 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 10 Tp. 9 S.R. 14 E.W.M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount in Acre-feet per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Kibbee, Augustine C. Hay Creek, Ore., on. (Proof 88, Vol. 2)	1901	12	4	Irrigation Domestic and Stock	Small dam and ditch	Little Willow Creek	2 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 21 2 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 28 Tp. 11 S. R. 16 E. W. M., Jefferson County, Oregon.
Kimsey, Docter S. Antelope, Oregon. (Proof 89, Vol. 2)	1873	9	3	Irrigation Domestic and Stock	Dams no ditch	Two springs tribu- tary of Antelope Creek	3 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 19 Tp. 8 S. R. 16 E. W. M., Wasco County, Oregon.
Kimsey, Joseph Ernest and Heirs of C. F. Levin By Joseph A. Kimsey. Antelope, Oregon. (Proof 90, Vol. 2)	1897	120	40	Irrigation Domestic and Stock	Overflow and dams	Antelope Creek	27 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 13 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 20 Tp. 8 S. R. 16 E. W. M., Wasco County, Oregon.
Kimsey, Ray U. Antelope, Ore., on. (Proof 91, Vol. 2)	1899	48	16	Irrigation Domestic and Stock Cancelled sp. or	Temporary dams	Antelope Creek	6 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 21 Tp. 8 S. R. 16 E. W. M., Wasco County, Oregon.
King, M. R. F 937 E. 21st St., N. Portland, Oregon. (W. P. Myers, Agent Culver, Oregon) (Proof 92, Vol. 2)	1897	94.5	15.75	Irrigation Domestic and Stock	Robert O'Donnell	Trout Creek	5.5 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 1.25 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 7.5 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 1.5 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 32 Tp. 8 S. R. 14 E. W. M., Wasco County, Oregon.
McCue, Martha A. Hay Creek, Ore., on. (Proof 93, Vol. 2)	1885 1898	45 86.25	15 28.75	Irrigation Domestic Stock	McCue East and West Side ditches	Hay Creek	24.50 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 5.50 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 7.25 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 3.50 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 5 3 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 6 Tp. 11 S. R. 15 E. W. M., Jefferson County, Oregon.
McCulloch, J. T. Antelope, Oregon. (Proof 97, Vol. 2)	1890	27	9	Irrigation Domestic and Stock	Small ditches and dams	Cold Camp Creek	7 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 14 2 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 23 Tp. 8 S. R. 16 E. W. M., Wasco County, Oregon.
McCollum, Fred Ashwood, Oregon. (Proof 98, Vol. 2)	1904	21	3 $\frac{1}{2}$	Irrigation Domestic and Stock	Gister- McCollum ditch	Trout Creek	3.50 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 1 Tp. 10 S. R. 16 E. W. M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
2251 McKay, Donald Gateway, Ore., (Proof 94, Vol. 2)	1904	25½	6½	Irrigation Domestic and Stock	Schultz No. 1	Antelope Creek	8.5 ac in NE¼SW¼; Sec. 34 T. 8 S.R. 15 E. 7.M., Wasco County, Oregon.
(Proof 95, Vol. 2)	1908	6	2	Irrigation Domestic and stock	McKay No. 3	Antelope Creek	2 ac in SE¼NW¼; Sec. 34 T. 8 S.R. 15 E. 7.M., Wasco County, Oregon.
(Proof 96, Vol. 2)	1903	42	14	Irrigation Domestic and Stock	McKay No. 4	Antelope Creek	3 ac in NE¼NW¼; 3 ac in SE¼NW¼; 8 ac in NE¼SW¼; Sec. 34 T. 8 S.R. 15 E. 7.M., Wasco County, Oregon.
2252 Monner, Nicholas Gateway, Oregon. (Proof 99, Vol. 2)	1904	18	3	Irrigation Domestic and Stock	DeHaven or Com- pan/ ditch	Trout Creek	1.5 ac in SW¼NE¼; 1.5 ac in SE¼NW¼; Sec. 9 T. 9 S.R. 14 E. 7.M., Jefferson County, Oregon.
(Proof 100, Vol. 2)	1897	82½	13¾	Irrigation Domestic and Stock	Cole Ditch No. 1	Sage Brush Creek	6 ac in SW¼NW¼; 5 ac in SW¼SW¼; 2.75 ac in NW¼SE¼; Sec. 15 T. 9 S.R. 14 E. 7.M., Jefferson County, Oregon.
(Proof 101, Vol. 2)	1897	75½	12.25	Irrigation Domestic and Stock	Lower Cole Ditch No. 2	Sage Brush Creek	3.5 ac in NE¼SE¼; 6.75 ac in NW¼SE¼; 2 ac in SW¼NE¼; Sec. 9 T. 9 S.R. 14 E. 7.M., Jefferson County, Oregon.
2253 Monroe, Perry T. Gateway, Oregon (Proof 102, Vol. 2)	May 1898	201.4	33.4	Irrigation Domestic and Stock	Monroe Ditch	Trout Creek	0.6 ac in SW¼NE¼; 5 ac in NE¼NW¼; 6.4 ac in SE¼NW¼; 9.2 ac in NE¼SW¼; 12.2 ac in NW¼SE¼; Sec. 13 T. 9 S.R. 14 E. 7.M., Jefferson County, Oregon.
2254 Murphy, Mrs. M. Dell Antelope, Oregon. (Proof 103, Vol. 2)	1893	24	8	Irrigation Domestic and Stock	Murphy Ditch	Indian Creek tribu- tary of Antelope Creek	8 ac in NE¼NW¼; Sec. 12 T. 8 S.R. 16 E. 7.M., Wasco County, Oregon.

(also permit No. 2333, see paragraph VIII following)

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount in cubic feet per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Friday, John H. Gateway, Oregon. (Proof 104, Vol. 2)	May 1878	270	45	Irrigation Domestic and Stock	Friend No. 6	Trout Creek	0.25 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1 12.50 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 15.25 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2.50 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 2 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon. 0.50 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 3.50 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 8.50 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 35 2 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 36 Tp. 8 S.R. 15 E.W.M., Wasco County, Oregon.
(Proof 105, Vol. 2)	1893	198	33	Irrigation Domestic and Stock	Nunn Ditch No. 7	Trout Creek	2 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 35 9.25 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 4 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 10.50 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 1 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36 Tp. 8 S.R. 15 E.W.M., Wasco County, Oregon. 2.25 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 0.75 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3.25 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 1 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 106, Vol. 2)	1897	108	18	Irrigation Domestic and Stock	Friday No. 8	Trout Creek	1.50 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 32 Tp. 8 S.R. 16 E.W.M., Wasco County, Oregon. 7 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 6 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3.25 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 0.25 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 1 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 107, Vol. 2)	1908	7 $\frac{1}{2}$	1 $\frac{1}{4}$	Supplemental Irrigation Domestic and Stock	Pipe line	Spring on claimants land	Supplemental irrigation for 1 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 2 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon. 0.25 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 35 Tp. 8 S.R. 15 E.W.M., Wasco County, Oregon. (Above lands are included under Friend No. 6 Ditch)
Friday, H. L. Gateway, Oregon. (Proof 108, Vol. 2)	(State Engineer's Permit No. 2499, See paragraph VII following)						

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
45510 Friday, H.L. and Mary Gateway, Oregon. (Proof 109, Vol. 2) T-2786 Δ POD	1879	270	45	Irrigation Domestic and Stock	Friday No. 2	Trout Creek	6.50 ac in NE $\frac{1}{2}$ SE $\frac{1}{4}$; 5.75 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 32.75 ac in SE $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 8 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 110, Vol. 2)	1879	282	47	Irrigation Domestic and Stock	Stewart No. 1	Trout Creek	28.50 ac in NW $\frac{1}{4}$ NE $\frac{1}{2}$; 16 ac in SW $\frac{1}{4}$ NE $\frac{1}{2}$; 2.50 ac in NE $\frac{1}{2}$ SW $\frac{1}{4}$; Sec. 17 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 111, Vol. 2)	1902	26.25	8.75	Cancelled - see Rec. Vol. 17 p. 53 Irrigation Domestic and Stock	Friday and Cram	Holy Creek	8.75 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 29 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 112, Vol. 2)	1882	621	103.5	Irrigation Domestic and Stock	Friday's and Cram's	Trout Creek	16.75 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 8.75 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 39.25 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 24 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 2.50 ac in NE $\frac{1}{2}$ SW $\frac{1}{4}$; 13.25 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 17 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 113, Vol. 2)	March 1903	60	10	Irrigation Domestic and Stock	Morgan Ditch No. 3	Trout Creek	10 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 17 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 114, Vol. 2)	1879	48	8	Irrigation Domestic and Stock	Bostwick Ditch No. 4	Pony Creek	7.50 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 0.50 ac in SE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 11 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 115, Vol. 2)	1904	141	23.5	Irrigation Domestic and Stock	Nash Ditch No. 4	Trout Creek	23.50 ac in NE $\frac{1}{2}$ NE $\frac{1}{4}$; Sec. 17 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
Schultz, May Gateway, Oregon. (Proof 116, Vol. 2)	1880	210	35	Irrigation Domestic and Stock	West Bolter Ditch	Trout Creek	16.50 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 18.50 ac in NE $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 4 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
Schultz, Sanford Gateway, Oregon. (Proof 117, Vol. 2)	Feb. 1889-	24	8	Irrigation Domestic and Stock	Schultz Ditch No. 1	Antelope Creek	8 ac in SE $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 34 Tp. 8 S.R. 15 E.W.M., Wasco County, Oregon.
(Proof 119, Vol. 2) T-2633 Δ POD 8 ²⁰ SESE, Sec 34; Δ POD All	Feb. 1889	169.5	28.25	Irrigation Domestic and Stock	Schultz Trout Creek Ditches	Trout Creek	10.25 ac in SE $\frac{1}{4}$ SW $\frac{1}{4}$; 3 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 4 ac in SE $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 34 Tp. 8 S.R. 15 E.W.M., Wasco County, Oregon. 11 ac in NE $\frac{1}{2}$ NE $\frac{1}{4}$; Sec. 3 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount cubic feet per second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
		ac.ft.					
Snively, Geo. E. Hay Creek, Oregon. (Proof 120.Vol.2)							(State Engineer's Permit No. 2031, see paragraph VIII following)
2259 Stark, Frank J. Antelope, Oregon. (Proof 121.Vol.2)	1902	96	16	Irrigation Domestic and Stock	Temporary dam and ditch	John's Canyon	16 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28 Tp. 7 S.R. 17 E.W.M., Wasco County, Oregon.
2310 Sumner, Thomas Y Antelope, Oregon. (Proof 122.Vol.2)	1902	78	13	Irrigation Domestic and Stock	Sumner's Ditch No. 1	Trout Creek	11 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6 2 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5 Tp. 9 S.R. 16 E.W.M., Jefferson County, Oregon.
2361 Taylor, H. B. Wasco, Oregon. (Proof 123.Vol.2)	1901	54	18	Irrigation Domestic and Stock	Small ditch no name	Antelope Creek	7.50 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 10.50 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 32 Tp. 7 S.R. 17 E.W.M., Wasco County, Oregon.
	1873			Stock use			
36468 Taylor, Ben (H.B.) Antelope, Oregon. (Proof 124.Vol.2)	1896	30	10	Irrigation Domestic and Stock	Lord's Creek	Lord's Creek, tributary of Antelope	⊙ 6.50 ac in NW $\frac{1}{4}$ SW $\frac{1}{4}$; ⊙ 3.50 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 6 Tp. 8 S.R. 17 E.W.M., Wasco County, Oregon.
							⊙ Part Canceled sp. or Rec. Vol. 18 P. 5
(Proof 125.Vol.2)	1895	35.25	11.75	Irrigation Domestic and Stock	Grub Hollow Ditch	Grub Hollow tributary of Antelope Creek	7.25 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 4 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 32 Tp. 7 S.R. 17 E.W.M., 0.50 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 5 Tp. 8 S.R. 17 E.W.M., Wasco County, Oregon.
2362 Thomsen, Kristian, Antelope, Oregon. (Proof 126.Vol.2)	1888	15.75	5.25	Irrigation Domestic and Stock	Dam and ditch	Grub Hollow, tributary of Antelope Creek	2.75 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 2.50 ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 4 Tp. 8 S.R. 17 E.W.M., Wasco County, Oregon.
Trolan, Selina Hay Creek, Oregon. (Proof 127.Vol.2)							(State Engineer's permit No. 2323, see paragraph VIII following)

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
2263 Veazie, Harriet L. By A. L. Veazie 745 Overton St. Portland, Oregon. (Proof 130, Vol. 2) (See Stipulation - Findings)	1885	660	220	Irrigation Domestic and Stock	Hay Creek Ditches	Hay Creek	7.25 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 13 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 30 1 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; 37 $\frac{1}{2}$ ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 38 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 15 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 22.25 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 31 Tp. 9 S.R. 15 E.W.M. 9.25 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 22 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 13.50 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 12.25 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 29.25 ac in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 6 Tp. 10 S.R. 15 E.W.M., Jefferson County, Oregon.
1-2	1907	7 $\frac{1}{2}$	2 $\frac{1}{2}$	Irrigation Domestic and Stock	Hay Creek Ditches	Hay Creek	2.50 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 30 Tp. 9 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proofs 128-129, Vol. 2)	1886	410.55	136.85	Irrigation Domestic and Stock	Wilson Creek Ditches	Wilson Creek, tributary of Hay Creek	15 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 30 7 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 11.25 ac in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 13.25 ac in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 15.50 ac in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 19 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 31 3-3/5 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 32 Tp. 9 S.R. 15 E.W.M. 20.75 ac in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 5.50 ac in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 26 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 5 Tp. 10 S.R. 15 E.W.M., Jefferson County, Oregon.
(Proof 129, Vol. 2)	(State Engineer's Enlargement Permit No. 100 and Reservoir Permit No. 108 - See paragraph VIII following)						
3264 Wood, Lee Ashwood, Oregon. (Proof 131, Vol. 2)	1883	234	39	Irrigation Domestic and Stock	Head Ditch	Trout Creek	20 ac in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 19 ac in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36 Tp. 9 S.R. 16 E.W.M., Jefferson County, Oregon.
3265 Wood, W. T. Ashwood, Oregon. (Proof 132, Vol. 2)	1883	3	0.50	Irrigation Domestic and Stock	Lateral to Lee Wood's ditch	Trout Creek	0.50 ac in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36 Tp. 9 S.R. 16 E.W.M., Jefferson County, Oregon.

VII.

Every claimant named in the foregoing tabulated statement having a right to the waters of Trout Creek and its tributaries, except Hay Creek and Antelope Creek, for irrigation purposes shall be entitled to divert for such purposes not to exceed one and one-half ($1\frac{1}{2}$) acre feet per acre in any period of thirty (30) days, and not to exceed six (6) acre feet per acre during any irrigation season for each and every acre for which such land has a water right for irrigation purposes as shown by the foregoing tabulated statement, or so much of said amount of water as may be beneficially used on such land, and every claimant named in the foregoing tabulated statement having a right to the use of the water of Hay Creek or Antelope Creek for irrigation purposes, shall be entitled to divert for such purpose not to exceed one (1) acre foot per acre in any period of thirty (30) days and an amount not to exceed three (3) acre feet per acre during any irrigation season for each and every acre for which such claimant has a water right for irrigation as shown by the foregoing tabulated statement, or so much of said amount as may be beneficially used on such land; and with respect to Hay Creek and tributaries, subject to the provisions of Paragraph X following.

Every claimant named in the foregoing tabulated statement having a right to the use of water for irrigation shall be entitled to the use of water for stock and domestic purposes and such use may continue throughout the year. The quantity of water which each claimant shall be entitled to use for stock and domestic purposes shall not exceed such quantity as may be reasonably necessary for those uses, which uses shall include only ordinary and usual household requirements, and the watering of the number of stock ordinarily and usually kept by each such claimant. Provided, however, that during the irrigation season the amount of water diverted for irrigation purposes shall not be increased by any amount to be used for stock and domestic purposes, but the quantity allowed and so diverted for irrigation purposes during the irrigation season includes the water for stock and domestic purposes.

Nothing herein contained shall prevent the Baldwin Sheep Company from using the waters collected by it by means of its drainage system in Sections 21 and 22, in Township 11 South, Range 15 East of the Willamette Meridian, which waters after their collection are piped to the said company's home ranch properties in Section 16, in said township and range, by means of a six-inch pipe line to the amount of not to exceed three hundred gallons per minute; but the use by said Baldwin Sheep Company of said waters so collected in an amount not exceeding three hundred gallons per minute shall be in accordance with the provisions of the stipulation set forth in paragraph IV herein.

VIII,

That the following named claimants are the holders of permits issued by the State Engineer of Oregon. That the rights initiated by the applications made to said State Engineer under each of said permits shall be completed and perfected in accordance with the terms and conditions of said permit and the laws of the State of Oregon. That the claimants holding such permits, together with the permit number held by each, the priority date thereof, and the stream from which such proposed appropriation is to be made, are as follows, to-wit:

Name and Postoffice Address of appropriator.	Stream	Date of Relative Priority	No. acres.	Permit No.
Allen, Edwin D. Hay Creek, Oregon	Jim or Calvin Creek	Feb. 11 1914	12	1904
Baldwin Sheep Company Hay Creek, Oregon.	Aubrey & Hay Creek	Jan. 23 1917	700 ac.ft.	R. 390
	Brewer Reservoir	Jan. 23 1917	509	3243
Bolter, John G. Gateway, Oregon.	Springs	June 22 1914	Domestic	2156
Bradford, C. T. and Wm. T. Hiltz Gateway, Oregon.	Wilson Creek	Mar. 12 1914	95	1926
Clark, R. y D. Ashwood, Oregon.	Teller Creek	July 8 1916	6.2	3024
Clasen, Charles F. Gateway, Oregon.	Wilson Creek	Sept. 7 1917	8	3607
Conley, Edward J. Hay Creek, Oregon.	Spring and Calvin Creek	Dec. 23, 1916	6.4	3276
Cram, Bidwell, Gateway, Oregon	Cow Canyon Springs	Mar. 11, 1915	Domestic	2418
Cram, Bidwell Trustee Gateway, Oregon	Trout Creek	Nov. 12, 1915	507½	2716
Cram, Robert H. Gateway, Oregon	Sand Spring	Apr. 18, 1914	Domestic	2045
Dempsey, Harry A. Gateway, Oregon.	Hay Creek	June 4, 1917	7	3425
Hiltz, Wm. T. Gateway, Oregon.	Wilson Creek	Mar. 12 1914	33	1925
Howell, James A. Hay Creek, Oregon	Calivan Creek	Dec. 23 1916	6	3216
Kampfer, Gottfried Gateway, Oregon.	Spring	Nov. 4 1916	Domestic	3166
Kingsley, Joseph E. Antelope, Oregon.	Spring	Jan. 26 1917	1	3257

Name and Postoffice address of appropriator.	Stream	Date of relative priority	No. Acres.	Permit No.
Leslie, Peter D. Antelope, Oregon.	Spring	Mar. 13 1915	10	2411
McKay, Donald Gateway, Oregon.	Antelope Creek	Nov. 18 1916	3	3190
Monroe, Lottie C. Shaniko, Oregon.	Trout Creek	Dec. 7, 1910	6	487
Morris, Chas. L. (M.J. Donaldson-Sulby successor in interest) Youngs, Oregon.	Sagebrush Creek	June 14, 1909	7	32
Murphy, M. Dell Antelope, Oregon.	Indian Creek (Antelope Creek)	Nov. 4, 1914	20	2333
Plyne, John Ashwood, Oregon.	Glover Creek	Jan. 7 1913	5	1442
Peterson, Fred L. 501 W. John Street St. Johns, Oregon.	Unnamed spring	June 14, 1913	5	1665
Friday, H. L. Gateway, Oregon.	Bostwick Springs	Apr. 13 1915	4	2489
Sandvig, Samuel A. Gateway, Oregon.	Little Devil Canyon Spring	Mar. 12 1914	39	1942
Sonniksen, C. General Delivery Portland, Oregon.	Pony Creek	May 3 1912	5	1148
Snively, George E. Hay Creek, Oregon.	Hay Creek	May 25 1914	5	2031
Sumner, Thomas Y. Antelope, Oregon.	Trout Creek	Oct. 11 1917	10	3555
Telfer, Geo. W. Ashwood, Oregon.	Trout Creek	Nov. 9 1916	50	3180
Trolan, Selma Ashwood, Oregon.	Wilson Creek	Feb. 16 1915	8	2323
Troth, Isaac R. Antelope, Oregon.	Cold Camp Creek	Dec. 1 1916	13	3212

Name and postoffice address of appropriator,	Stream	Date of relative priority	No. acres	Permit No.
Veazie, Harriett L. Portland, Oregon.	Wilson Creek	May 6 1911	5/85	E. 100
	Wilson Creek	May 6, 1911	103 ac.ft.	R. 108.
Woodward, A. J. Hay Creek, Oregon.	Unnamed spring	Apr. 17 1911	140,000 cu.ft.	R. 114
	Woodward Reservoir	Apr. 17 1911	21	702

That the Baldwin Sheep Company, a corporation, claimant herein, is entitled to the use of the following named and described springs, situate upon its lands, for reasonable stock and domestic uses. That the quantity to which said claimant is entitled for said purposes from each of said springs shall not exceed a reasonable quantity for said purposes. That the names of said springs, the lands of said claimant where the same arise and are situate, and the priority of appropriation and right thereto are as follows, to-wit:

Name of Spring	Location	Priority date.
Porter Spring	NE $\frac{1}{4}$ S. 20 Tp. 9 S.R. 14 E.W.M.	1895
Frog Spring	SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24 Tp. 9 S.R. 13 E.W.M.	1905
Coleman Spring	NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24, Tp. 10 S.R. 14 E.W.M.	1897
Antone Spring	NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Tp. 11 S.R. 14 E.W.M.	1900
McCrae Spring	NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36 Tp. 11 S.R. 14 E.W.M.	1880
McPherson Spring	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23 Tp. 10 S.R. 15 E.W.M.	1897
Hatfield Spring	NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23 Tp. 10 S.R. 15 E.W.M.	1897
Lake Camp Spring	NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26 Tp. 10 S.R. 15 E.W.M.	1897
Unnamed Spring	SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33 Tp. 10 S.R. 15 E.W.M.	1897
Unnamed Spring	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4 Tp. 11 S.R. 15 E.W.M.	1900
Buck Shed Spring	SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4 Tp. 11 S.R. 15 E.W.M.	1897
Unnamed Spring	SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18 Tp. 11 S.R. 15 E.W.M.	1897
Unnamed Spring	NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20 Tp. 11 S.R. 15 E.W.M.	1897
Maupin Springs	Two springs in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14; and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, Tp. 11 S.R. 15 E. W. M.	1885
Nichols Spring	NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24 Tp. 11 S.R. 15 E.W.M.	1903
Box Spring	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28 Tp. 11 S.R. 15 E.W.M.	1885
Unnamed Spring	SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33 Tp. 11 S.R. 15 E.W.M.	1881
Three Springs	Sec. 36 Tp. 11 S.R. 15 E.W.M.	1881

Name of Spring	Location	Priority Date.
Martin Spring (No. 1)	NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35 Tp. 11 S.R. 15 E.W.M.	1885
Martin Spring (No. 2)	SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35 Tp. 11 S.R. 15 E.W.M.	1885
Unnamed Spring	NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5 Tp. 12 S.R. 15 E.W.M.	1897
Vincent Spring	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4 Tp. 12 S.R. 15 E.W.M.	1880
Garret Spring	NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15, Tp. 12 S.R. 15 E.W.M.	1897
Unnamed Spring	SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2 Tp. 12 S.R. 15 E.W.M.	1881
Morgan Spring	NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9 Tp. 11 S.R. 16 E.W.M.	1885
Powell Spring	SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9 Tp. 11 S.R. 16 E.W.M.	1885
McCoy Spring	Two springs in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14 Tp. 11 S.R. 16 E.W.M.	1897
Brown Spring	SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13 Tp. 11 S.R. 16 E.W.M.	1897
Lucky Spring	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14 Tp. 11 S.R. 16 E.W.M.	1897
Coal Claim Spring	SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 29 Tp. 11 S.R. 16 E.W.M.	1897
Pine Tree Spring	NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 7 Tp. 11 S.R. 17 E.W.M.	1897
Seven Springs	Seven Springs in NE $\frac{1}{4}$ Sec. 7 Tp. 11 S.R. 17 E.W.M.	1880
Poison Hollow Spring	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24 Tp. 11 S.R. 17 E.W.M.	1880
Eig Springs	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8 and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5 Tp. 11 S.R. 15 E.W.M.	1880
Foley Spring	SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 19 Tp. 11 S.R. 17 E. W. M.	1879
Huston Spring	Sec. 36 Tp. 11 S. R. 17 E.W.M.	1879

That said Baldwin Sheep Company has a right to the use of a reasonable quantity of water for stock and domestic purposes upon its lands from the following streams involved herein:

Name of Stream	Location of lands	Priority Date
Wilson Creek	Section 36 Tp. 10 S.R. 15 E.W.M.	1879
Teller Creek	Section 29 Tp. 10 S.R. 16 E.W.M.	1879
Tributaries of Little Willow Creek	Section 16 Tp. 11 S.R. 16 E.W.M.	1879
Clover Creek	Sections 31, 32 and 33 Tp. 10 S.R. 17 E.W.M.	1880
Gooseberry Creek	Section 35 Tp. 10 S.R. 17 E.W.M.	1879
Beaver Creek	Sections 4, 5 and 8 Tp. 11 S.R. 17 E.W.M.	1879
South Amity Creek	Sections 1, 2 and 3 Tp. 11 S.R. 17 E.W.M. and Section 5 Tp. 11 S.R. 18 E.W.M.	1880
Board Creek	Sections 16 and 17 Tp. 11 S.R. 17 E.W.M.	1883
Poley Creek	Section 27 Tp. 11 S.R. 17 E.W.M.	1879

That said Baldwin Sheep Company further has, by the appropriation and use of waters collected by it by means of its drainage system in Sections 21 and 22, Tp. 11 S., R. 15 E. W. M., acquired a prior right thereto in an amount not exceeding 300 gallons per minute (or, its equivalent, $2/3$ second foot) to be diverted through its six inch pipe, for stock, domestic and household purposes and supplemental irrigation for the ar- rigation of the present area of garden at its Home Ranch, and shall not use water otherwise diverted or taken directly from said Hay Creek for said purposes so long as there is suf- ficient water available from said pipe line.

Said Baldwin Sheep Company shall have the right to fill its storage Reservoir recently constructed by it in Section 22, Tp. 11 S. R. 15 E. W. M., at any time when there are surplus waters available for such purpose (Reservoir permit of the State Engineer No. R.390 and Permit of State Engineer No. 3243). Said Company shall have the right to impound in said reservoir and use all waters coming down the dry channel known as Hay Creek across which the dam from said reservoir is constructed without charging the same against its allowance as mentioned in paragraph 7 of stipulation set forth in paragraph IV of findings herein, and all summer freshet waters of Ausbury Creek coming in above the present point of diversion of the feed canal to said reservoir, and said company shall have the right to use the waters impounded in said reservoir at such times and in such manner as it may see fit, either in connection with the regular flow of water in Hay Creek, or otherwise.

X.

That the main irrigation season known as the spring and summer season begins April 1st on Upper Hay Creek and its tributaries, and March 15th on Lower Hay Creek and

its tributaries, the dividing line between Upper and Lower Hay Creek being the line between Sections 30 and 31 in Tp. 10 S. R. 15 E. T. M. Said Spring and Summer season ends on August 31st. That during the Spring and Summer irrigation season the amount of water used by any of those claimants diverting the waters of Hay Creek and its tributaries shall not exceed in amount two (2) acre feet of the allowance of water hereinbefore allowed; and the remaining one (1) acre foot per acre of each such allowance may be used during the fall and winter season which shall begin on September 1st and shall extend until the beginning of the spring and summer irrigation season of the next year.

XI.

That the distribution of the waters of Hay Creek shall be made in accordance with the provisions of the stipulation and agreement made by and between the claimants to the waters of said Hay Creek set forth in paragraph IV herein; and the distribution of the waters of Wilson Creek, as between Harriet L. Veazie and Bidwell Cram, shall be made in accordance with the provisions of the stipulation set forth in paragraph IV herein; that Bidwell Cram, claimant to the waters of Hay Creek and Wilson Creek, in accordance with the provisions of said stipulation, is entitled to 525 acre feet of the waters of Hay Creek for the irrigation of 175 acres of the land described opposite his name in the foregoing tabulated statement, and for the remainder of his said lands, to-wit: 108 acres of said described land, said Bidwell Cram is entitled to 324 acre feet for the irrigation of said 108 acres from the waters of Wilson Creek. That for the lands of Harriet L. Veazie described opposite her name in the tabulated statement, said Harriet L. Veazie is entitled to 660 acre feet for the irrigation of 220 acres of her said land from Hay Creek, and for the remainder of her said lands, to-wit: 136.85 acres, said Harriet L. Veazie is entitled to 410.56 acre feet of the waters of Wilson Creek. That inasmuch as it is impracticable to designate the particular subdivisions of land to which the waters of said Hay Creek and its tributary, Wilson Creek, are appurtenant in the case of said Bidwell Cram in the tabulated statement herein, it is determined by the Court that the quantities of water allowed said Bidwell Cram in the foregoing tabulated statement from said Hay Creek and its tributary, said Wilson Creek, are appurtenant to all of the lands described opposite the name of said claimant, and the water right certificate hereafter to be issued should set forth the rights of said parties in accordance herewith; that is to say, the said Bidwell Cram is entitled to divert and use upon the said lands described opposite his name in the tabulated statement, or any part thereof, as he shall see fit, the quantity of water from Hay Creek to which he is herein and by virtue of said stipulation determined to have a right, and is also entitled to divert and use for the irrigation of said lands or any part thereof, the quantity of water to which he is herein determined to have a right from said Wilson Creek.

XII.

That the rights of appropriation herein and hereby confirmed are and shall remain appurtenant to the lands for the irrigation of which the same are now exercised and to which the said rights of appropriation are described as appurtenant in the foregoing tabulated statement.

XIII.

That the waters of said stream and its tributaries shall be diverted under the rights of priority herein confirmed, in the order thereof, according to the priority dates of the several rights, and at all times when those having prior rights shall not require the use of the quantities of water herein allowed them, or any part thereof, such water shall be at the disposal and subject to the use of those claimants having subsequent rights, in their priority order; that the use of water by rotation or in turn shall be required when necessary to secure a more economical and equitable distribution among the several claimants; that where rotation is practicable among claimants utilizing the flow of the stream through ditches, the water master of the district in which such stream is situate shall have authority to provide for a rotation in the following manner; such water master shall arrange the water users in groups or systems of rotation, first giving to the user who is first in priority an amount of water equal to the combined quantity of water to which all the users in said group or system are entitled, for a length of time bearing the same ratio to the whole time required to make the complete rotation through the whole group of users, as the quantity to which the said first user is entitled bears to the combined appropriations of said users in said group, and shall next serve the next user in point of priority with a like amount of water for his appropriate length of time, and so on, until all the users in said group are served; then the distribution of water shall be repeated in the same manner throughout the irrigation season; that in the case of two or more users in said group or system having the same priorities, then the said water master shall distribute the water as between those users having the same priorities to the one whose ditch taps the stream nearest its source first, and the next lower down next, and so on; and in case two or more users have equal priorities and divert water through the same ditch, the water master shall distribute the water as between said users to the one whose lands are first covered by said ditch and nearest the head thereof, first, and to the next lower down on said ditch, next, and so on; and the provisions of this paragraph shall be applicable to groups or systems of ditches, jointly owned, as well as individually owned, provided, however, where two or more users agree as between themselves as to the manner and system of rotation in the use of water, the said water master shall

distribute the water in accordance with such agreement; provided always that such arrangement into groups or systems of rotation, or distribution under such agreement, shall not interfere with the prior rights of any user not a member of such group or system, or a party to such agreement.

Dated this 10th day of Aug., 1918.

T. E. J. DUFFY,
Circuit Judge.

State of Oregon)
) SS.
County of Jefferson)

I, S.D. Percival, County Clerk and ex-officio Clerk of the Circuit Court do hereby certify that the foregoing copy of Final Decree in the Matter of the Determination of the Relative Rights to the use of the Waters of Trout Creek and its Tributaries a Tributary of Deschutes River in Crook, Jefferson and Wasco Counties, has been by me compared with the original Decree now of record in my office, and that the same is a full, true and correct transcript therefrom and of the whole of said original, as the same appears of record in my office and in my custody.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, this the 12th day of August, 1918.

S. D. Percival, County Clerk.


(COURT SEAL)

By H. Degner
Deputy.

STATE OF OREGON)
County of Marion) ss.

I, R. W. Potter, Secretary of the State Water Board of Oregon, do hereby certify that the above and foregoing copy of Decree of the Circuit Court of the State of Oregon for Jefferson County has been by me compared with, and same is a full, true and correct copy of, the certified copy of such decree as received in the office of the State Water Board and entered of record herein on the 14th day of August, 1918.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the Seal of the State Water Board of Oregon, this 14th day of August, 1918.


Secretary, State Water Board of Oregon.