

STATE ENGINEER
MEDFORD
SEP 30 1927
SALEM
OREGON


In the matter of the application of William Hillis for a change in the place of use of water upon his lands located in Sections 11 and 12, Townshipt 35 South Range four west, of Williamette Meridian Jackson County Oregon under decreed water right granted April 26, 1919.

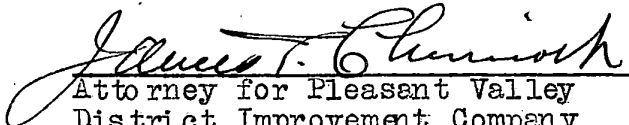
STIPULATION.

IT IS HEREBY STIPULATED by and between all parties interested in this cause through their undersigned attorneys respectively, that the date of the hearing in this cause formerly set for October 1, 1927 may be set for October 11, 1927 in the city Library Hall in Medford, Oregon at the hour of ten A M.

Dated this 26th day of ~~Sept~~ September, 1927.


Attorney for William Hillis.


Attorney for D C Hougham.


Attorney for Pleasant Valley District Improvement Company, a corporation, Ed Dimmick, George Beers, W W Williams, M Eubanks, and O C Oden.

AFFIDAVIT OF PUBLICATION SALEM

STATE ENGINEER RECEIVED SEP 30 1927 OFFICE

Notice of application for a Change in Place of Use of Water Notice is hereby given that William Hillis has filed a petition with the State Engineer under the provisions of Chapter 219, Laws of Oregon, 1927, asking for the approval of a change in the place of use of the waters of Evans Creek used under and by virtue of a water right recognized in the Rogue River adjudication proceeding in the name of William Hillis, with priority of 1881 for the irrigation of 10 acres in the NW 1/4 SE 1/4 of Section 11, Twp. 35 S. R. 4 W., W.M. It is now proposed to use the waters under said right on 10 acres of land in the NW 1/4 of Section 12, Twp. 35 S. R. 4 W. The priority of the water right involved is not to be changed in any way. Notice is hereby further given that anyone having objections to such change is hereby required to file the same with the State Engineer on or before Monday, Sept. 26, 1927, serving copies of such objections upon said petitioner in last Thursday's evening. The Dempsey-Dunneigh fight returns insisted on coming down to hear. My wife, who is 86 years old.

STATE OF OREGON, } ss. County of Jackson,

I, S. S. Smith, being duly sworn, depose and say that I am the printer of the MEDFORD MAIL TRIBUNE, a daily newspaper of general circulation, published daily in Jackson County, Oregon; that said newspaper is made up of at least four pages of at least five columns each and with type matter to a depth of at least 17 1/2 inches; that said newspaper has more than two hundred bona fide subscribers living within said county in which said newspaper is published; that said newspaper was established and regularly and uninterruptedly published in said county at least once a week during a period of more than twelve consecutive months immediately preceding the date hereinafter given as the date of the first publication of the Notice of Application for a Change in Place of Use of Water that the

of which the one hereto attached is a full, true and correct copy, was published in the regular and entire issue of said newspaper once each week for four successive weeks, the first publication thereof having been made on the 29th day of August, 1927, and the last publication thereof having been made on the 26th day of September, 1927.

The fee actually charged by such newspaper for said publication is the sum of \$12.60 Dollars.

There was a special rate in said charge for charitable purposes, which rate caused a reduction from the required fee of the sum of Dollars.

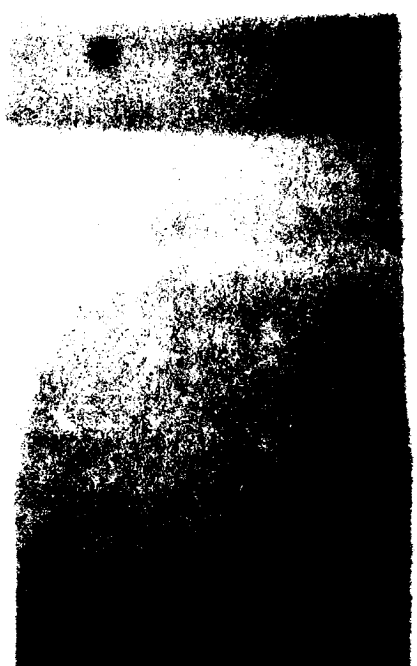
S. S. Smith (Signature)

Subscribed and sworn to before me this 27th day of September, 1927.

Myrtle W. Blakeley (Signature) Notary Public for Oregon

(My commission expires January 3, 1930.)

40



CHAS. W. REAMES
ATTORNEY AT LAW
MEDFORD BUILDING
MEDFORD, OREGON

Sept 28, 1928.

STATE ENGINEER
RECEIVED
SEP 30 1928
SALEM
OREGON

State Engineer,
Salem,
Oregon.
Sir:

I am enclosing proof of publication in the Hillis water matter. The notice was published five times, once a week for four weeks.

I am also enclosing stipulation signed by Mr Roberts and Mr Chinnoch representing the only water users appearing that the hearing may be held October 11, 1927, instead of October 1.

Respectfully,



Encl. 2

October 11, 1927

Mr. James T. Chincock,
First National Bank Building,
Grants Pass, Oregon.

Dear Sir:

I have your letter of October 9th with reference to postponing the hearing on the William Hillas application for transfer.

We have not yet received the stipulation to which you refer but upon its receipt we will enter an order postponing the hearing to the date agreed upon. In case no definite date was agreed upon by the three interested attorneys, we will appreciate it if you will get in touch with the others and advise us as soon as possible as to what date you wish to hold the hearing.

Yours very truly,

Rhea Luper,
State Engineer

RWP:GMB

JAMES T. CHINNOCK
LAWYER
FIRST-NATIONAL BANK BUILDING
GRANTS PASS, OREGON

Oct. 9th, 1927.

Mr. Rhea Luper,
State Engineer,
Salem, Oregon.

Dear sir:

With the consent of Geo. Roberts and Chas. Reames, opposing attorneys, I ask you to kindly postpone hearing re-Willim Hillas Water Right Transfer until November 2nd. I am having stipulation forwarded. I do not want there to be any question about this postponement, as I am preparing to leave the City for a few days next week. Roberts and Reames have agreed orally with me that the case may be postponed, and have agreed to sign the stipulation, so I trust that the matter may be postponed as requested.

Very truly yours,

James T. Chinnock

STATE ENGINEER
RECEIVED
OCT 8 1927
SALEM
OREGON

Sept. 30, 1927.

Mr. Chas. W. Reames,
Attorney-at-Law,
Medford, Oregon.

Dear Sir:

I have your letter of September 28th,
enclosing affidavit of publication of the notice
pertaining to the change in place of use of water
by Mr. Hillis, together with stipulation of the
attorneys interested that the hearing set for
October 1st shall be postponed to October 11th.

Yours very truly,

RHEA LUPER
State Engineer.

RWP:LC