

2431 R. M. Henry
Rt. 1, Box 292
Bandon, Ore. 97411

Ph 347-4971

— Protested —
2431

STATUS OF APPLICATION

DESCRIPTION OF WATER RIGHT

FEES PAID

Change in Point of Diversion
Date filed August 11, 1970
Date of hearing _____
Place of hearing _____
Date of order 12-22-70 Vol. 20, page 294
Date for application of water completed
Proof mailed _____
Proof received _____

Name of stream Spring Creek
Trib. of _____ County of Coos
Use Irrigation
Quantity of water 0.0416-4-20-59 No. of acres 3 1/4
Name of ditch _____
Date of priority 4-20-59 = cert. # 33048
3-23-66 = cert. # 36501
In name of R. M. Henry

Date	Amount	Receipt No.
<u>8-11-70</u>	<u>25.00</u>	<u>20393</u>
TOTAL . . .		
<u>2-2-71</u>	<u>\$1 Cert. Fee</u>	<u>22532</u>

FEES REFUNDED

Certificate issued FEB 26 1971 Vol. 29, page 37359
JUL 10 1985 48 53216
53217

Adjudication, Vol. 33041, page 33048
App. No. 42022 Per. No. 31526 Cert. No. 36501
Certificate cancelled _____
Notation made on record by slu

REMARKS

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>slu</u>	_____
<input checked="" type="checkbox"/> Stream	<u>slu</u>	_____
<input checked="" type="checkbox"/> Pt. of Div.	_____	_____
<input checked="" type="checkbox"/> Calendar <u>completed</u>	_____	_____
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Twp. & Rge.	<u>slu</u>	_____
<input type="checkbox"/> Decree-vault	_____	_____
<input type="checkbox"/> Decree-safe	_____	_____
<input checked="" type="checkbox"/> Cert. of W/R	<u>slu</u>	_____
<input checked="" type="checkbox"/> Per. Folder	<u>slu</u>	_____
<input type="checkbox"/> Chaindex	_____	_____
<input type="checkbox"/> Cross Ref.	_____	_____
<input type="checkbox"/> Power Claim	_____	_____
<input type="checkbox"/> Abstracts	_____	_____

BEFORE THE STATE ENGINEER OF OREGON

Coos County

IN THE MATTER OF AN)
APPLICATION FOR CHANGE)
IN POINT OF DIVERSION)
IN THE NAME OF R. M.)
HENRY)

ORDER ALLOWING POSTPONEMENT
OF HEARING AND TEMPORARY USE
OF POINT OF DIVERSION

By letter received in the office of the State Engineer on October 2, 1970, Mr. Sydney L. Chandler, Attorney at Law, as attorney for Mr. William W. Sherertz, Mr. Roger J. Winters, Mr. Kenneth Ingram and Mr. Floyd Ingram, has requested, for cause, a postponement of a hearing scheduled to be held on October 15, 1970, before the State Engineer in the matter of an application in the name of R. M. Henry for approval of change in point of diversion of water appropriated under two established water rights and a protest by the said William W. Sherertz, Roger Winters, Kenneth Ingram and Floyd Ingram against approval of the said application.

A chronology of events in the said matter follows:

On August 11, 1970, R. M. Henry filed in the office of the State Engineer, an application for change in point of diversion of water appropriated under a right to use not to exceed 0.04 cubic foot per second of water from Spring Creek, with a date of priority of April 20, 1959, for irrigation of 3.25 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 28 South, Range 14 West, W.M., as evidenced by the certificate recorded at Volume 25, page 33048, State Record of Water Right Certificates; and under a right to use not to exceed 0.58 cubic foot per second of water from Spring Creek, with a date of priority of March 23, 1966, for harvesting cranberries on 3.4 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 28 South, Range 14 West, W.M., as evidenced by the certificate recorded at Volume 28, page 36501,

State Record of Water Right Certificates; from a common point of diversion located 840 feet south and 440 feet east from the south quarter corner of Section 17, and being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 28 South, Range 14 West, W.M., to a proposed new point of diversion located 570 feet South and 34 feet east from the south quarter corner of Section 17, and being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 28 South, Range 14 West, W.M.

By letter received August 13, 1970, Mr. Sydney Chandler, Attorney at Law, representing Kenneth Ingram, Floyd Ingram, Ingram Brothers, Roger Winters, and William W. Sherertz, advised the State Engineer that his said clients were holders of water rights to use waters of Spring Creek, a tributary of the Coquille River, and were opposed to the proposed change in point of diversion.

By letter of August 17, 1970, the State Engineer furnished Mr. Chandler with a copy of Division 4 of the Rules of Administrative Procedure in Contested Cases Before the State Engineer of Oregon pertaining to the form, content, and filing of protests in matters before the State Engineer, and advised that the subject application for change in point of diversion would be held without action until September 1, 1970, to provide opportunity to complete and file a protest against approval of the application.

By letter of August 21, 1970, in response to a telephoned request by Mr. Chandler, the State Engineer extended the time in which to file a protest to September 8, 1970.

On September 2, 1970, the State Engineer received from Mr Chandler, on behalf of William W. Sherertz, Roger J. Winters, Kenneth Ingram and Floyd Ingram, a document entitled "Statement of Contest."

By letter of September 15, 1970, the State Engineer advised Mr. Chandler

that the said "Statement of Contest" did not meet the requirements of OAR 119-40-120 and could not be accepted and filed as a protest against approval of the subject application, and further extended the time in which to file a protest to September 21, 1970.

On September 21, 1970, a protest, in the names of William W. Sherertz, Roger J. Winters, Kenneth Ingram and Floyd Ingram was filed in the office of the State Engineer against the approval of the subject application by R. M. Henry for change in point of diversion. In the protest it is alleged that the proposed change in point of diversion would result in injury to the existing water rights of the protestants.

Pursuant to telephone discussions with Mr. Chandler and with the applicant, the State Engineer did, on September 29, 1970, fix the date of October 15, 1970, as requested by Mr. Chandler, as the time for a hearing on the matter before the State Engineer at the Coos County Courthouse at Coquille, Oregon, commencing at 9:30 a.m., and did give notice to the parties of the time and place for hearing in conformance with OAR 119-40-200. However, Mr. Chandler has now requested a postponement as noted in paragraph one of this order.

The time for harvest of cranberries on the lands served by the subject water right usually begins about the middle of the month of October. The applicant, Mr. R. M. Henry has advised the State Engineer that his crop is now ready for harvest and that to delay the hearing and, therefore, action on his pending application for change in point of diversion, would impose an undue hardship on him. The applicant no longer has access to the diversion works at the old point of diversion unless he will agree, for the 1970 harvest season, to subordinate his water right for harvesting cranberries to the subsequent water rights for the harvesting of cranberries, held by the protestants and thereby delay the harvesting of his cranberry crop until

completion of harvesting of the cranberry crops of the protestants. The applicant has advised the State Engineer that he is unwilling to enter into such an agreement with the protestants.

The Watermaster, an employee of the State Engineer, has made an on-site investigation on the matter of the proposed change in point of diversion and has advised the State Engineer that, in his opinion, the proposed change can be made without injury to other existing water rights.

The protestants should be provided with an opportunity to appear at a hearing before the State Engineer to submit testimony and evidence on the question of whether the proposed change in point of diversion would result in injury to other existing water rights, as alleged by their protest. However, to delay the taking of any action on the applicant's pending application until after the requested postponement of the hearing and, therefore, well beyond the appropriate time for beginning of harvesting by the applicant, would place an unreasonable burden upon the applicant.

THEREFORE, IT HEREBY IS ORDERED that the hearing before the State Engineer on the matter of R. M. Henry's application for change in point of diversion and the protest by William W. Sherertz, Roger J. Winters, Kenneth Ingram, and Floyd Ingram against approval of the said application, scheduled to be held on October 15, 1970, at the Coos County Courthouse at Coquille, Oregon, commencing at 9:30 a.m., be and the same is hereby postponed to a new time to be determined; and

IT IS FURTHER ORDERED that the subject application by R. M. Henry for a change in point of diversion from a point located 840 feet south and 440 feet east from the south quarter corner of Section 17, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 28 South, Range 14 West, W.M., to a point located 570 feet south and 34 feet east from

the south quarter corner of Section 17, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 28 South, Range 14 West, W.M., for diversion of water appropriated under provision of the rights evidenced by the certificates recorded at Volume 25, page 33048 and at Volume 28, page 36501, State Record of Water Right Certificates, be and the same is hereby temporarily approved, such approval to remain in force and effect pending a final order by the State Engineer subsequent to the hearing as postponed herein.

Dated at Salem, Oregon this 8th day of October, 1970.

/s/ CHRIS L. WHEELER
State Engineer

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That H. R. INKS AND R. M. HENRY

of Bandon, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Spring Creek and reservoir constructed under application No. R-33040, permit No. R-2238, a tributary of Coquille River for the purpose of irrigation of 6.25 acres of cranberries

under Permit No. 26134 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from April 20, 1959

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.08 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T. 28 S., R. 14 W., W. M. Diversion points located: Henry-840 feet South and 440 feet East; Inks-980 feet South and 1700 feet East, both from the NE $\frac{1}{4}$ Corner, Section 20.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-tenth of one cubic foot per second per acre, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 0.75 acre-foot per acre for each acre irrigated in any 30-day period and shall be still further limited to a diversion of not to exceed 6 acre feet per year during the irrigation season of each year from direct flow and storage from reservoir constructed under permit No. R-2238. If for irrigation of any other crop, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated from direct flow and shall be further limited *(see below) and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

Spring Creek - Henry Spring Creek and Reservoir - Inks

3.25

3.00

acres SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 17

T. 28 S., R. 14 W., W. M.

* to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under permit No. R-2238.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. April 8, 1966

CHRIS L. WASSELER

State Engineer

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. M. HENRY

of Route 1, Box 292, Bandon, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Spring Creek

a tributary of Coquille River for the purpose of harvesting cranberries

under Permit No. 31526 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from March 23, 1966

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.58 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T. 28 S., R. 14 W., W. M. Diversion point located: 840 feet South and 440 feet East from S $\frac{1}{4}$ Corner, Section 17.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ----- of one cubic foot per second per acre,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

Harvesting cranberries on 3.4 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 17
T. 28 S., R. 14 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

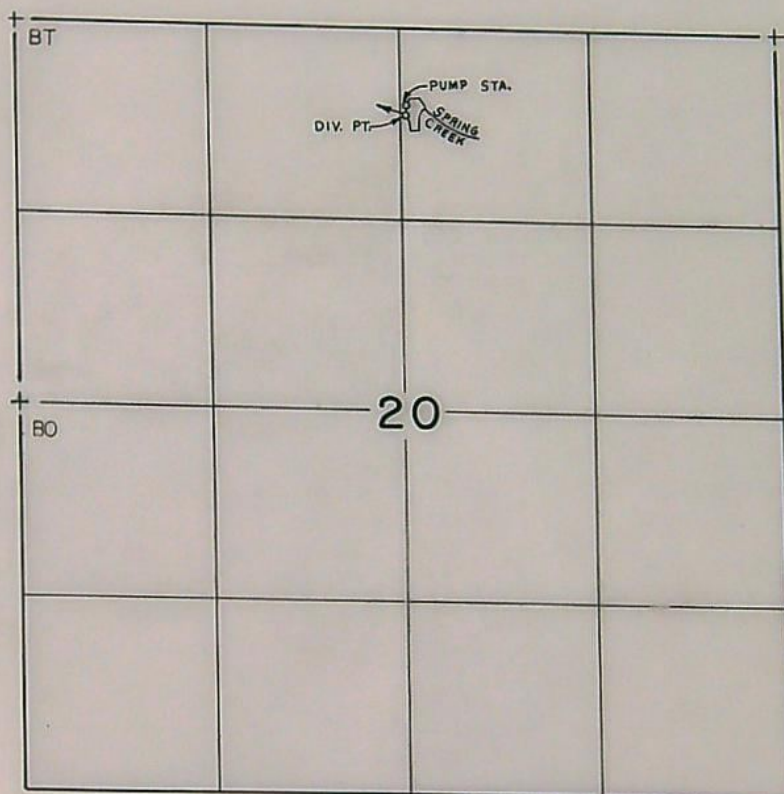
WITNESS the signature of the State Engineer, affixed

this date. February 10, 1970

CHRIS L. WHEELER

State Engineer

T. 28 S., R. 14 W., W. M.



PUMP STA. LOCATED 535'S. & 50'E. FROM N. 1/4 CORNER SECTION 20
DIV. PT. LOCATED 605'S. & 50'E. FROM N. 1/4 CORNER SECTION 20

SCALE: 4" = 1 mile

FINAL PROOF SURVEY
UNDER

Application No. T-2431.. Permit No.
IN NAME OF

.....STEPHEN D. WARNOCK.....

Surveyed NOV. 2, 1983, by L. CASHION.....

BEFORE THE STATE ENGINEER OF OREGON

Coos County

IN THE MATTER OF THE APPLICATION)
OF R. M. HENRY FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM SPRING CREEK)

ORDER APPROVING
TRANSFER NO. 2431

An application in the name of R. M. Henry for approval of a change in point of diversion of waters appropriated under certain water rights was filed in the office of the State Engineer on August 11, 1970. The subject water rights are described as follows:

- (A) The right established under the terms of water right permit 26134 for appropriation of not to exceed 0.08 cubic foot per second of water from Spring Creek with a date of priority of April 20, 1959, for irrigation of cranberries on 3.25 acres of land within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 28 South, Range 14 West, W.M., as evidenced by the certificate recorded at page 33048, Volume 25, State Record of Water Right Certificates.
- (B) The right established under the terms of water right permit 31526 for appropriation of not to exceed 0.58 cubic foot per second of water from Spring Creek with a date of priority of March 23, 1966, for harvesting of cranberries on 3.4 acres of land within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 28 South, Range 14 West, W.M., as evidenced by the certificate recorded at page 36501, Volume 28, State Record of Water Right Certificates.

The old point of diversion for both subject water rights is

described as being located 840 feet south and 440 feet east from the north quarter corner of Section 20, Township 28 South, Range 14 West, W.M. and being within the NW¼ NE¼ of said Section 20.

The proposed new point of diversion for water appropriated under both subject water rights is described as being located 570 feet south and 34 feet east from the south quarter corner of Section 17, Township 28 South, Range 14 West, W.M. being within the NW¼ NE¼ of Section 20 of said township and range.

On September 21, 1970, a protest in the names of William W. Sherertz, Roger J. Winters, Kenneth Ingram, and Floyd Ingram was filed in the office of the State Engineer against the approval of the subject application by R. M. Henry of change in point of diversion. In the protest it is alleged that the proposed change in point of diversion would result in injury to the existing water rights for the protestants.

On September 29, 1970, the State Engineer gave notice to the parties that the matter of the subject application for change in point of diversion and the protest against it would be heard before the State Engineer in the Coos County Courthouse in Coquille, Oregon, on October 15, 1970. Subsequent to giving of the said notice by the State Engineer, counsel for protestants requested, for cause, a postponement of the hearing.

The State Engineer, by administrative order entered on October 8, 1970, granted the requested postponement of hearing and also temporarily approved the requested change in point of diversion, such approval to remain in force and effect pending a final order by the State Engineer subsequent to the hearing as postponed.

On October 30, 1970, the State Engineer gave notice to the parties that the matter of the subject application for change in point of diversion and the protest against it would be heard before the State Engineer in the County Commissioner's Courtroom, Coos County Courthouse,

in Coquille, Oregon, commencing at 10:00 a.m. on Thursday, December 3, 1970. Pursuant to the said notice, the hearing was convened before James W. Carver, Jr., Deputy State Engineer. The applicant, Mr. R. M. Henry, appeared and represented himself during the hearing. The protestants, Mr. William W. Sherertz, Mr. Roger J. Winters, Mr. Kenneth Ingram, and Mr. Floyd Ingram, appeared and were represented by Mr. Sydney L. Chandler, Attorney at Law, Coos Bay, Oregon. In addition to the applicant and the protestants, Mr. M. John Youngquist, Watermaster, was called and gave testimony in the matter.

FINDINGS OF FACT

The diversion works for the old point of diversion of water under the subject water rights are located in a storage dam situated within the channel of Spring Creek within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 28 South, Range 14 West, W.M., which dam is operated jointly by protestants Roger J. Winters and William W. Sherertz.

The proposed new point of diversion is located on the channel of Spring Creek at the point where Portland Avenue, a street extending south from the north quarter corner of Section 20, Township 28 South, Range 14 West, W.M., crosses over the channel of Spring Creek, the said crossing being approximately 500 feet downstream from the old point of diversion.

Testimony established that there are no natural tributaries entering the channel of Spring Creek between the old point of diversion and the proposed new point of diversion.

There are no authorized points of diversion of water under existing water rights of record on the channel of Spring Creek between the old point of diversion and the proposed new point of diversion.

Protestant Kenneth Ingram testified that there is an unknown quantity of water which flows into the channel of Spring Creek from the

south and immediately upstream from Portland Avenue, which, he believes, originates from leakage out of a sump-type reservoir he fills from Simpson Creek. The said sump-type reservoir is located approximately 200 to 300 feet south of the channel of Spring Creek and west of Portland Avenue. Mr. Ingram further testified that to his knowledge no attempt has been made to stop the leakage from the reservoir or to measure the rate of flow of such leakage.

With the exception of the aforesaid testimony of protestant Kenneth Ingram, testimony was in agreement that diversion of water from the channel of Spring Creek, under the subject water rights, by pumping from the flow of the stream at the proposed new point of diversion would have the same effect on other water rights as diversion of water from the flow of the stream at the old point of diversion.

On September 10, 1970, the Watermaster, Mr. M. John Youngquist, an employee of the State Engineer, made an on-site inspection of that portion of the channel of Spring Creek which includes both the old and proposed new points of diversion under the subject water rights. The Watermaster then advised the State Engineer that, in his opinion, the proposed change in point of diversion, under the subject water rights, could be made without injury to existing water rights.

A substantial portion of the testimony submitted at the hearing relates only to the question of whether exercising the subject water right for harvesting of cranberries by diversion of water from the channel of Spring Creek at either the old or the proposed new point of diversion would have an adverse effect upon the cranberry harvesting operation of the protestants obtaining water for cranberry harvesting under rights subsequent in priority to the subject water right, which is a question that is not before the State Engineer in this matter. That the exercising of a prior water right would have adverse effect upon other water users holding subsequent water rights when the available supply of water

is not sufficient to satisfy the needs of all, is the obvious result of the operation of water law based upon the prior appropriator doctrine, as is common in the Western United States.

CONCLUSIONS

The proposed change in point of diversion of water under the subject water rights can be carried out without injury to other existing water rights if diversion of water at the proposed new point of diversion is limited to the quantity of water that would be available to the said rights at the old point of diversion.

NOW, THEREFORE, it hereby is ORDERED that the change in point of diversion of water from Spring Creek, to-wit:

From a point located 840 feet south and 440 feet east from the S $\frac{1}{4}$ corner of Section 17 being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 28 South, Range 14 West, W.M.

To a point to be located 570 feet south and 34 feet east from the S $\frac{1}{4}$ corner of Section 17 being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 28 South, Range 14 West, W.M.

for the irrigation of cranberries on 3.25 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, Township 28 South, Range 14 West, W.M., with a date of priority of April 20, 1959, as evidenced by certificate of water right recorded at page 33048, Volume 25, State Record of Water Right Certificates and for the harvesting of cranberries on 3.4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, Township 28 South, Range 14 West, W.M., with a date of priority of March 23, 1966, as evidenced by certificate of water right recorded at page 36501, Volume 28, State Record of Water Right Certificates, is approved.

It is FURTHER ORDERED that no time limit need be fixed for completion as the change in point of diversion is completed and the new diversion in operation.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water

available at the old point of diversion and shall not exceed 0.0416 cubic foot per second of water for irrigation with a date of priority of April 20, 1959 and 0.58 cubic foot per second of water for harvesting cranberries with a date of priority of March 23, 1966.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install headgates and measuring devices.

That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled.

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that certificate of water right heretofore issued to H. R. Inks and R. M. Henry and recorded at page 33048, Volume 25, State Record of Water Right Certificates, is canceled and in lieu thereof a new certificate be issued to H. R. Inks covering the balance of the lands not involved in this proceeding and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to R. M. Henry confirming said change in point of diversion.

It is FURTHER ORDERED that certificate of water right heretofore issued to R. M. Henry and recorded at page 36501, Volume 28, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to R. M. Henry confirming said change in point of diversion.

Dated at Salem, Oregon, this 22nd day of December, 1970.

/s/ CHRIS L. WHEELER
State Engineer

RECEIVED
AUG 1 11 1970
STATE ENGINEER
SALEM, OREGON

PERMIT

COOS COUNTY, Oregon, a body politic and corporate of the State
of Oregon, does hereby grant a revocable permit to R. M. Henry
, whose present address is Route 1, Box 292
Bandon, Oregon 97411, to construct and lay a
water pipe-line which will run approximately 560 feet on Coos
County property, said pipeline being constructed for the purpose of gathering
and maintaining a water supply by and for the use of said R. M. Henry
at their present home address, as stated above,
said pipe-line to be constructed and laid as follows:

On the East side of Portland Ave. and intersection of C. Street, also
permission to cross under the County Road, known as Prosper Road,
Riverside Addition to Bandon, Oregon. The pipe is to be layed 24
inches below the surface and water to be used for the harvesting
of cranberries as illustrated on the attached map.

HOWEVER, this revocable permit is granted on condition that the
said R. M. Henry, do by their signature
below this instrument, agree to hold Coos County harmless for all damages,
pecuniary or otherwise, that may occur or arise from the use of this pipe-
line and to hold Coos County harmless for all costs or judgments that may be
incurred by Coos County as a result of court action over this pipe-line and
its operation and/or location.

In consideration of Coos County's granting us the above revocable
permit, we, R. M. Henry do hereby agree
to all the above provisions stipulating that we hold Coos County harmless
from all damages, judgments and costs that may be incurred by Coos County
with regard to the said pipe-line and property upon which it will be laid.

Dated this 6th day of August, 1970 at Coquille,
Oregon.

R. M. Henry
R. M. Henry

Coos County, Oregon, a body
politic and corporate of the
State of Oregon.

William L. Miller
Chairman

Commissioner

Commissioner